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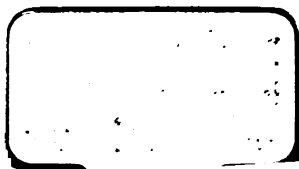
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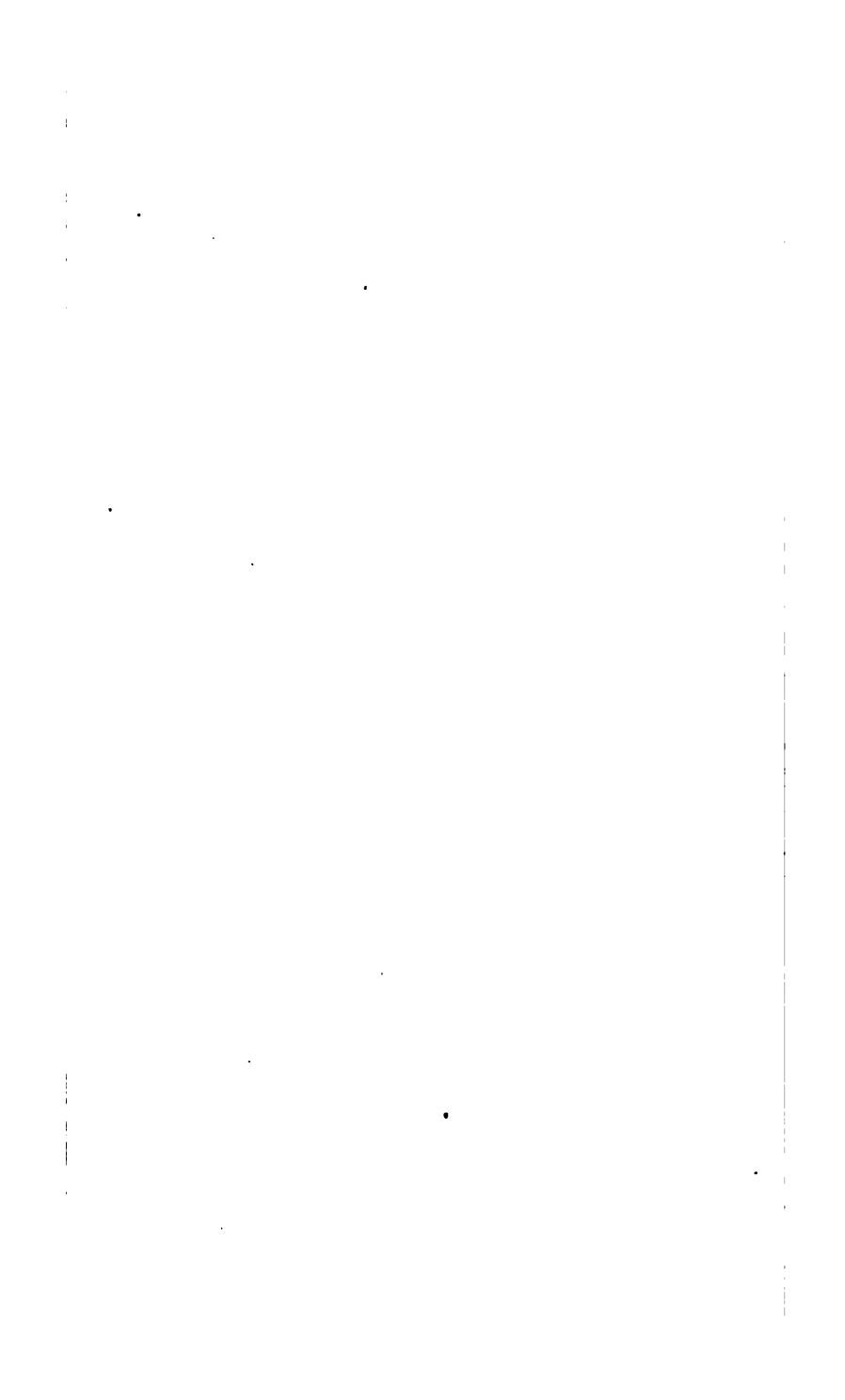
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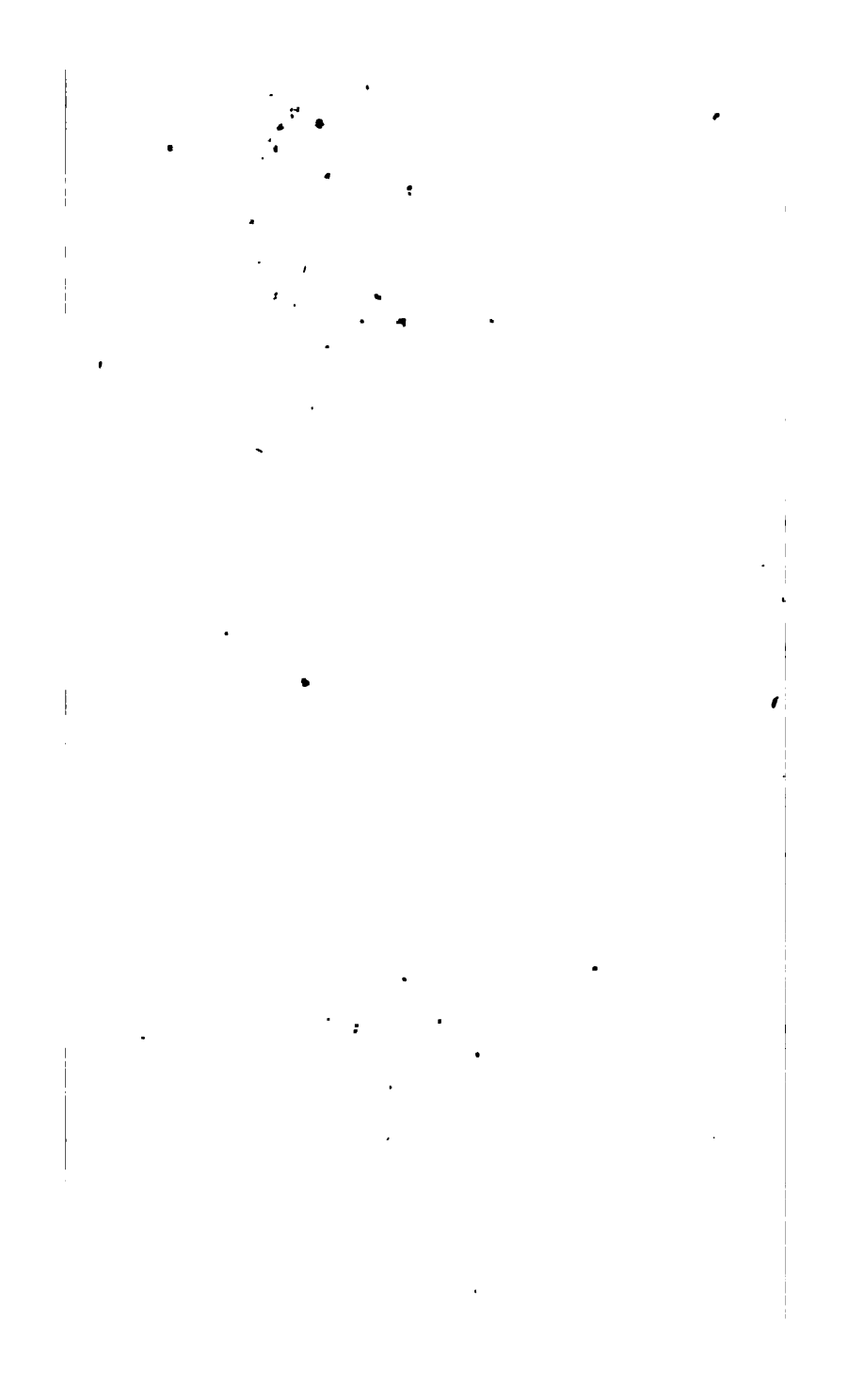
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Law Times' Edition of Important Statutes.

A N A C T

TO

AMEND THE LAW

FOR

THE REGISTRATION OF VOTERS,

&c. &c.

INCORPORATING THE

REFORM ACT AND RECENT STATUTES.

WITH

INTRODUCTION AND A COPIOUS INDEX.

By EDWARD W. COX, Esq.,

OF THE MIDDLE TEMPLE, BARRISTER-AT-LAW.

L O N D O N :

P U B L I S H E D B Y T . L A U D E R ,

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P R E F A C E.

IT was the original purpose of the Editor to have published a complete Treatise on the Law and Practice of Registration, of Elections, and of Election Committees, embodying the numerous statutes and decisions of the last four years. One half of this task was completed when other occupations compelled a temporary cessation of the work, which, however, ere long, he hopes to resume. To this he had proposed to add a chapter detailing the minuter duties of the *business* of registration, and the forms and arrangements that aid the work in the agent's office, as suggested to him by many years of practical experience in the registration courts, and in elections both for counties and boroughs. That experience suggested the form of the following edition of a statute which makes great changes in this branch of the law. The Editor had, in his own practice, found those books only to be of utility which, in the hurry of a registration court, or the bustle of an election, will furnish the information required upon the instant, without the delay of references from one volume to another, or from page to page of the same volume. It was to avoid this inconvenience,

that he determined, though it might add somewhat to the bulk of this edition of the new statute, to embody so much of the Reform Act as is not wholly repealed by the Amendment Act, and to add the Act for shortening the duration of polls in boroughs, and that for increasing the polling places in counties; so that, within the compass of a single hand-book, and copiously indexed for reference, might be found all of the existing statute-law which the practitioner will require in the work of registration.

The changes effected by the new statute are numerous. They classify themselves under a few obvious divisions, a short outline of which may assist the reader in the study of the details.

Five principal objects appear to have been contemplated by the framers of this statute: 1st. A reconstruction of the machinery of registration; 2nd. The establishment of an appeal from the decisions of the revising barristers; 3rd. The removal of some objectionable restrictions upon the exercise of the franchise; 4th. The more prompt and efficient punishment of the personation of voters; and lastly, The settlement of some doubts which had arisen as to the construction of certain provisions of the Reform Act defining the franchises.

1. *The machinery of registration has been remodelled*, and the whole of that portion of the Reform Act which relates to it has been repealed. The main features of the original scheme are preserved, but many important alterations have been introduced into the details, for which the reader must be referred to the following pages. The most striking of these are the provisions for permitting

notices of claim or objection to be served by means of the post-office, and those giving to the revising barristers the power of enforcing costs in cases of frivolous claims and objections. The Editor feels the very strongest repugnance to these latter provisions, which he fears will be productive of great mischief, either by putting an end to *all* objections, and thus filling the registers with unqualified electors, or by affording to any person or party, backed by a purse, the means of fearlessly objecting to opponents who, if not so supplied with funds, will be unable either to defend their own friends or to object in like manner. He ventures, therefore, to express a hope, that this power will be very sparingly used by his learned brethren, and only in cases of gross and palpable vexation.

2. *An appeal is given to the Court of Common Pleas* from the decisions of the revising barristers, upon a case stated. The speedy effect of this wise provision will be to settle all such points as are yet disputable, and to render certain a branch of the law hitherto the most uncertain. To these appeals particular attention will be paid by the *Law Times*, in whose columns all registration appeal cases will be reported immediately, and with particular care, by the Editor of this statute.

3. *Certain restrictions upon the exercise of the franchise are removed.* The reader is aware that, by a strict construction of the questions to which the Reform Act limited the objections to an elector at the poll, the practical effect was to disfranchise him who had quitted the premises for which he was registered, even though he had gone by immediate

succession into the occupation of other premises of equal or greater value in the same city or borough. This palpable injustice has been removed by the following statute.

4. *Provisions are made for the detection and punishment of that not unfrequent offence, the personation of voters.* They appear to be well adapted to attain their object.

Lastly. *Some of the more disputable questions that have been raised in relation to the franchise are set at rest.* Certainly many others of equal prominence and equally doubtful are unnoticed. But the appeal given to the Court of Common Pleas has rendered direct legislation upon the subject comparatively unimportant.

In conclusion, the Editor hopes that the arrangement he has adopted will be found to have accomplished the object which it is the design of the series of the *Law Times' Edition of Important Statutes* to accomplish—that of supplying to the profession and the public a work of PRACTICAL UTILITY; and any suggestions for the improvement of the future volumes of the series, or for the amendment of this one in a second edition, will not only be readily received, but will be esteemed an obligation.

3, Crown Office Row, Temple,
5th June, 1843.

AN ACT
TO AMEND THE LAW FOR
THE
REGISTRATION OF VOTERS.

6 VICT. CAP. 18.

An Act to amend the Law for the Registration of Persons entitled to vote, and to define certain Rights of voting, and to regulate certain Proceedings in the Election of Members to serve in Parliament for England and Wales.—[31st May, 1843.]

1. WHEREAS an Act was passed in the second year of the reign of his late Majesty, intituled an “Act to Amend the Representation of the People in 2 & 3 W. 4, England and Wales:” And whereas it is expedient c. 45. to explain and amend some parts of the said Act, and to make further and other provisions relating to the registration of persons entitled to vote in the election of members to serve in Parliament for England and Wales: and whereas it is recited in the said Act, that “it was expedient to form a register of all persons entitled to vote in the election of a knight or knights of the shire to serve in any future Parliament;” and divers clauses and provisions were in and by the said Act enacted, for the purpose of forming a register of all persons entitled to vote in the election of a knight or knights of any shire to serve in any future Parliament for any county, or for the riding, parts, or division of any county, and also for the purpose of forming a re-

Certain Provisions of recited Act repealed.

gister of persons entitled to vote in the election of a member or members to serve in any future Parliament for any city or borough, and for the defraying of the expenses to be incurred thereby, and for the appointment and payment of revising barristers: be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, That the said clauses and provisions of the said Act so enacted for the purpose of forming a register of all persons entitled to vote in the election of a knight or knights of the shire to serve in Parliament for any county, or for the riding, parts, or division of any county, and for the purpose of forming a register of all persons entitled to vote in the election of a member or members to serve in Parliament for any city or borough in England and Wales, and for the defraying of the expenses to be incurred thereby, and for the appointment and payment of revising barristers, shall be and the same are hereby repealed, except as to any register heretofore made.

Commencement of Act.

2. And be it enacted, That this Act shall come into force on the first day of June next, and shall thenceforth be taken to be part of the said Act as fully as if it were incorporated therewith.

I. THE REGISTRATION.

The Reform Act (2 Wm. 4, c. 45) provides as follows:—

Whereas it is expedient to take effectual measures for correcting divers abuses that have long prevailed in the choice of Members to serve in the Commons House of Parliament, to deprive many inconsiderable places of the right of returning Members, to grant such privilege to large, populous, and wealthy towns, to increase the number of knights of the shire, to extend the elective franchise to many of his Majesty's subjects who have not heretofore enjoyed the same, and to diminish the expense of elections; be it therefore enacted by the King's most excellent Majesty, by and with

the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, That each of the boroughs enumerated in the schedule marked (A.)* to this Act annexed, (that is to say,) Old Sarum, Newtown, St. Michael's or Midshall, Gatton, Bramber, Bossiney, Dunwich, Ludgershall, St. Mawes, Beeralston, West Looe, St. Germain's, Newport, Bletchingley, Aldborough, Camelford, Hindon, East Looe, Corfe Castle, Great Bedwin, Yarmouth, Queenborough, Castle Rising, East Grinstead, Higham Ferrers, Wendover, Weobly, Winchelsea, Tregony, Haslemere, Saltash, Orford, Callington, Newton, Ilchester, Boroughbridge, Stockbridge, New Romney, Hedon, Plympton, Seaford, Heytesbury, Steyning, Whitchurch, Wootton Bassett, Downton, Fowey, Milborne Port, Aldeburgh, Minehead, Bishop's Castle, Okehampton, Appleby, Lostwithiel, Brackley, and Amersham, shall from and after the end of this present Parliament cease to return any Member or Members to serve in Parliament.

Certain Boroughs to cease to send Members to Parliament.

2. And be it enacted, That each of the boroughs enumerated in the schedule marked (B.)* to this Act annexed, (that is to say,) Petersfield, Ashburton, Eye, Westbury, Wareham, Midhurst, Woodstock, Wilton, Malmesbury, Liskeard, Reigate, Hythe, Droitwich, Lyme Regis, Launceston, Shaftesbury, Thirsk, Christchurch, Horsham, Great Grimsby, Calne, Arundel, St. Ives, Rye, Clitheroe, Morpeth, Helston, North Allerton, Wallingford, and Dartmouth, shall from and after the end of this present Parliament return one member and no more to serve in Parliament.

Certain Boroughs to return one Member only.

3. And be it enacted, That each of the places named in the schedule marked (C.)* to this Act annexed, (that is to say), hereafter to re-Manchester, Birmingham, Leeds, Greenwich, Sheffield, Sunderland, Devonport, Wolverhampton, Tower Hamlets, Finsbury, Mary-le-bone, Lambeth, Bolton, Bradford, Blackburn, Brighton, Halifax, Macclesfield, Oldham, Stockport, Stoke-upon-Trent, and Stroud, shall for the purposes of this Act be a borough, and shall as such borough include the place or places respectively which shall be comprehended within the boundaries of such borough, as such boundaries shall be settled and described by an Act to be passed for that purpose in this present Parliament, which Act, when passed, shall be deemed and taken to be part of this Act as fully and effectually as if the same were incorporated herewith; and that each of the said boroughs named in the said schedule (C.)* shall from and after the end of this present Parliament return two Members to serve in Parliament.

New Boroughs hereafter to return two Members.

4. And be it enacted, That each of the places named in the schedule marked (D.)* to this Act annexed, (that is to say,) hereafter to re-

New Boroughs hereafter to return One Member.

* See Appendix.

Ashton-under-Lyne, Bury, Chatham, Cheltenham, Dudley, Frome, Gateshead, Huddersfield, Kidderminster, Kendal, Rochdale, Salford, South Shields, Tynemouth, Wakefield, Walsall, Warrington, Whitby, Whitehaven, and Merthyr Tydvil, shall for the purposes of this Act be a borough, and shall as such borough include the place or places respectively which shall be comprehended within the boundaries of such borough, as such boundaries shall be settled and described by an Act to be passed for that purpose in this present Parliament, which Act, when passed, shall be deemed and taken to be part of this Act as fully and effectually as if the same were incorporated herewith; and that each of the said boroughs named in the said schedule (D.)* shall from and after the end of this present Parliament return one member to serve in Parliament.

The Boroughs of Shoreham, Cricklade, Aylesbury, and East Retford shall include certain adjacent districts.

5. And be it enacted, That the borough of New Shoreham shall for the purposes of this Act include the whole of the rape of Bramber in the county of Sussex, save and except such parts of the said rape as shall be included in the borough of Horsham by an Act to be passed for that purpose in this present Parliament; and that the borough of Cricklade shall for the purposes of this Act include the hundreds and divisions of Highworth, Cricklade, Staple, Kingsbridge, and Malmsbury, in the county of Wilts, save and except such parts of the said hundred of Malmsbury as shall be included in the borough of Malmsbury by an Act to be passed for that purpose in this present Parliament; and that the borough of Aylesbury shall for the purposes of this Act include the three hundreds of Aylesbury in the county of Buckingham; and that the borough of East Retford shall for the purposes of this Act include the hundred of Bassetlaw in the county of Nottingham, and all places locally situate within the outside boundary or limit of the hundred of Bassetlaw, or surrounded by such boundary and by any part of the county of Lincoln or county of York.

Weymouth and Melcombe Regis to return Two Members only, &c.

6. And be it enacted, That the borough of Weymouth and Melcombe Regis shall from and after the end of this present Parliament return two members, and no more, to serve in Parliament; and that the borough of Penryn shall for the purposes of this Act include the town of Falmouth; and that the borough of Sandwich shall for the purposes of this Act include the parishes of Deal and Walmer.

Boundaries of existing Boroughs in England to be settled.

7. And be it enacted, That every city and borough in England which now returns a member or members to serve in Parliament, and every place sharing in the election therewith (except the several boroughs enumerated in the said Schedule (A.),* and except the several boroughs of New

* See Appendix.

Shoreham, Cricklade, Aylesbury, and East Retford), shall, and each of the said boroughs of Penryn and Sandwich also shall, for the purposes of this Act, include the place or places respectively which shall be comprehended within the boundaries of every such city, borough, or place, as such boundaries shall be settled and described by an Act to be passed for that purpose in this present Parliament, which Act, when passed, shall be deemed and taken to be part of this Act as fully and effectually as if the same were incorporated herewith.

8. And be it enacted, That each of the places named in the first column of the Schedule (E.)* to this Act annexed Wales to have have a share in the election of a member to serve in all a Share in Elections for the shire-town or borough which is mentioned in conjunction therewith, and named in the second column of the said schedule (E.)*

9. And be it enacted, That each of the places named in the first column of the said schedule (E.),* and each of the shire-towns or boroughs named in the second column of the said schedule (E.),* and the borough of Brecon, shall for the purposes of this Act include the place or places respectively which shall be comprehended within the boundaries of each of the said places, shire-towns and boroughs respectively, as such boundaries shall be settled and described by an Act to be passed for that purpose in this present Parliament, which Act, when passed, shall be deemed and taken to be part of this Act as fully and effectually as if the same were incorporated herewith.

10. And be it enacted, That each of the towns of Swansea, Swansea, Loughor; Neath, Aberavon, and Kenfig shall for the purposes of this Act include the place or places respectively which shall be comprehended within the boundaries of each of the said towns, as such boundaries shall be settled and described by an Act to be passed for that purpose in this present Parliament, which Act, when passed, shall be deemed and taken to be part of this Act as fully and effectually as if thereof not to the same were incorporated herewith; and that the said five towns, so including as aforesaid, shall for the purposes of this Act be one borough, and shall as such borough, from and after the end of this present Parliament, return one member to serve in Parliament; and that the portreeve of Swansea shall be the returning officer for the said borough; and that no person, by reason of any right accruing in any of the said five towns, shall have any vote in the election of a member to serve in any future Parliament for the borough of Cardiff.

11. And be it enacted, That the persons respectively described in the said schedules (C.)* and (D.)* shall be the returning officers at all elections of a member or members to serve in Parliament for the boroughs in conjunction with new Boroughs.

* See Appendix.

which such persons are respectively mentioned in the said schedules (C.)* and (D.)*; and that for those boroughs in the said schedules for which no persons are mentioned in such schedules as returning officers, the sheriff for the time being of the county in which such boroughs are respectively situate shall, within two months after the passing of this Act, and in every succeeding respective year in the month of March, by writing under his hand, to be delivered to the clerk of the peace of the county within one week, and to be by such clerk of the peace filed and preserved with the records of his office, nominate and appoint for each of such boroughs a fit person, being resident therein, to be, and such person so nominated and appointed shall accordingly be, the returning officer, for each of such boroughs respectively until the nomination to be made in the succeeding March; and in the event of the death of any such person, or of his becoming incapable to act by reason of sickness or other sufficient impediment, the sheriff for the time being shall, on notice thereof, forthwith nominate and appoint in his stead a fit person, being so resident as aforesaid, to be, and such person so nominated and appointed shall accordingly be, the returning officer for such borough for the remainder of the then current year; and no person, having been so nominated and appointed as returning officer for any borough, shall after the expiration of his office be compellable at any time thereafter to serve again in the said office for the same borough: Provided always, that no person being in holy orders, nor any churchwarden or overseer of the poor within any such borough, shall be nominated or appointed as such returning officer for the same; and that no person nominated and appointed as returning officer for any borough now sending or hereafter to send members to Parliament shall be appointed a churchwarden or overseer of the poor therein during the time for which he shall be returning officer: Provided also, that no person qualified to be elected to serve as a member in Parliament shall be compellable to serve as returning officer for any borough for which he shall have been nominated and appointed by the sheriff as aforesaid if, within one week after he shall have received notice of his nomination and appointment as returning officer, he shall make oath of such qualification before any justice of the peace, and shall forthwith notify the same to the sheriff: Provided also, that in case his Majesty shall be pleased to grant his royal charter of incorporation to any of the boroughs named in the said schedules (C.)* and (D.)* which are not now incorporated, and shall by such charter give power to elect a mayor or other chief municipal officer for any such borough, then and in every such case such mayor or other chief municipal officer for the time

Who disqualified.

Who exempt.

Proviso.

* See Appendix.

being shall be the only returning officer for such borough; and the provisions herein-before contained with regard to the nomination and appointment of a returning officer for such borough shall thenceforth cease and determine.

12. And be it enacted, That in all future Parliaments there shall be six knights of the shire, instead of four, to serve for the county of York (that is to say), two knights of each of the three ridings of the said county, to be elected in the same manner, and by the same classes and descriptions of voters, and in respect of the same several rights of voting as if each of the three ridings were a separate county; and that the court for the election of knights of the shire for the north riding of the said county shall be holden at the city of York, and the court for the election of knights of the shire for the west riding of the said county shall be holden at Wakefield, and the court for the election of knights of the shire for the east riding of the said county shall be holden at Beverley.

13. And be it enacted, That in all future Parliaments there shall be four knights of the shire, instead of two, to serve for the county of Lincoln (that is to say), two for the parts of Lindsey in the said county, and two for the parts of Kesteven and Holland in the same county; and that such four knights shall be chosen in the same manner, and by the same classes and descriptions of voters, and in respect of the same several rights of voting, as if the said parts of Lindsey were a separate county, and the said parts of Kesteven and Holland together were also a separate county; and that the court for the election of knights of the shire for the parts of Lindsey in the said county shall be holden at the city of Lincoln, and the court for the election of knights of the shire for the parts of Kesteven and Holland in the said county shall be holden at Sleaford.

14. And be it enacted, That each of the counties enumerated in the schedule marked (F.),* to this Act annexed shall be divided into two divisions, which divisions shall be settled and described by an Act to be passed for that purpose in this present Parliament, which Act, when passed, shall be deemed and taken to be part of this Act as fully and effectually as if the same were incorporated herewith; and that in all future Parliaments there shall be four knights of the shire, instead of two, to serve for each of the said counties (that is to say), two knights of the shire for each division of the said counties; and that such knights shall be chosen in the same manner, and by the same classes and descriptions of voters, and in respect of the same several rights of voting, as if each of the said divisions were a separate county; and that the court for the election of knights of the shire for each division

* See Appendix.

Certain Counties to return Three and others Two Knights of the Shire.
Isle of Wight severed from Hampshire, to return a Member.

Towns which are Counties of themselves to be included in adjoining Counties for County Elections.

of the said counties shall be holden at the place to be named for that purpose in the Act so to be passed as aforesaid for settling and describing the divisions of the said counties.

15. And be it enacted, That in all future Parliaments there shall be three knights of the shire, instead of two, to serve for each of the counties enumerated in the schedule marked (F. 2),* to this Act annexed, and two knights of the shire, instead of one, to serve for each of the counties of Carmarthen, Denbigh, and Glamorgan.

16. And be it enacted, that the Isle of Wight, in the county of Southampton, shall for the purposes of this Act be a county of itself, separate and apart from the county of Southampton, and shall return one knight of the shire to serve in every future Parliament; and that such knight shall be chosen by the same classes and descriptions of voters, and in respect of the same several rights of voting, as any knight of the shire shall be chosen in any county in England; and that all elections for the said county of the Isle of Wight shall be holden at the town of Newport in the Isle of Wight, and the sheriff of the Isle of Wight, or his deputy, shall be the returning officer at such elections.

17. And be it enacted, That for the purpose of electing a knight or knights of the shire to serve in any future Parliament, the east riding of the county of York, the north riding of the county of York, the parts of Lindsey in the county of Lincoln, and the several counties at large enumerated in the second column of the schedule marked (G.),* to this Act annexed, shall respectively include the several cities and towns, and counties of the same, which are respectively mentioned in conjunction with such ridings, parts, and counties at large, named in the first column of the said schedule (G).*

1. Counties.

Clerk of the Peace to have Forms of Precepts, &c., printed.

3. And whereas, for the purpose of forming a register of all persons entitled to vote in the election of a knight or knights of the shire to serve in Parliament, it is expedient that lists should annually be made out in manner herein-after mentioned; be it therefore enacted, That the clerk of the peace for every county shall cause a sufficient number of forms of precepts, notices, and lists to be printed, according to the respective forms numbered 1, 2, 3, 6, in the schedule (A.)* and of the table num-

* See Appendix.

bered 1, in the schedule (D.)* to this Act annexed, and shall also, on or before the tenth day of June in every year, make and cause to be delivered to the overseers of the poor of every parish and township within his county his precept, according to the form numbered 1, in the said schedule (A.),* together with a sufficient number of the said printed forms of notices and lists, and of the copies of such part of the register of voters then in force for such county as shall relate to such parish or township respectively, and of the said table, for the purposes herein-after mentioned.

4. And be it enacted, That the overseers of the poor of every parish and township shall, on or before the twentieth day of June in every year, publish a notice, according to the form numbered 2, in the said schedule (A.),* having first signed the same, requiring all persons entitled to vote in the election of a knight or knights of the shire to serve in Parliament in respect of any property situate wholly or in part within such parish or township who shall not be upon the register of voters then in force, and also all persons so entitled as aforesaid, who being upon such register shall not retain the same qualification or continue in the same place of abode as described in such register, and who are desirous to have their names inserted in the register about to be made, to give or send to the said overseers, on or before the twentieth day of July then next ensuing, a notice in writing, by them signed, of their claim to vote as aforesaid; and every such person, and any person who being upon such register may be desirous to make a new claim, shall, on or before the said twentieth day of July, deliver or send to the said overseers a notice signed by him of his claim, according to the form of notice set forth in that behalf in the said form numbered 2, or to the like effect.

Clerk of the Peace to issue his Precepts, with Forms of Notices, &c. to Overseers.

Overseers to give notice annually, requiring Voters to send in their Claims.

* See Appendix.

Overseers to
prepare Lists
of Claimants.

Overseers em-
powered to
object to any
Name ;

to add the
word "dead"
against any
Name ;
to publish
Copies of List
Claimants, and
of the Part of
the Register of
Voters relating
to their own
Parish ;
to keep Copies
of same for In-
spection and
Sale.

5. And be it enacted, That the overseers of the poor of every parish and township respectively shall on or before the last day of July in every year make out, according to the form numbered 3, in the said schedule (A.),* an alphabetical list of all persons who on or before the twentieth day of July then next preceding shall have claimed as aforesaid ; and in every such list the Christian name and surname of every claimant, with the place of his abode, the nature of his qualification, and the local or other description of the property, and the name of the occupying tenant thereof, shall be written as the same are stated in the claim ; and the said overseers, if they shall have reasonable cause to believe that any person whose name shall appear in such list of claimants, or in the copy of the register relating to their parish or township, and received by them from the clerk of the peace, is not entitled to have his name upon the register then next to be made, shall add the word "objected" before the name of every such person on the margin of such list of claimants or the said copy of register ; and the said overseers shall also add the word "dead" before the name of any person in the said copy of the register whom they shall have reasonable cause to believe to be dead ; and the overseers shall cause a sufficient number of copies of such list of claimants, and of the said copy of the register, with all such marginal additions as aforesaid, to be written or printed, and shall on or before the first day of August sign and publish the same ; and the said overseers shall likewise keep a copy of such list of claimants, and of the said copy of the register, with the marginal additions respectively as aforesaid, signed by them, to be perused by any person, without payment of any fee, at any time between the hours of ten of the clock in the forenoon and four of the clock in the afternoon of any day except

* See Appendix.

Sunday, during the first fourteen days after the same shall have been published, and shall deliver written or printed copies thereof, signed by them, to all persons applying for the same, on payment of a price for each copy, after the rate contained in the table numbered 1, in the schedule (D.)* to this Act annexed.

6. And be it enacted, That the list of claimants (if any) so to be made out by the overseers of every parish or township, together with the said copy of the register, with the marginal additions respectively as aforesaid, for the time being, relating to the same parish or township, shall be deemed to be the list of voters of such parish or township for the county within which such parish or township may be situate, for the purposes hereinafter mentioned.

The List of Claimants in any Parish, and the Part of the Register relating to that Parish, to be deemed the List of Voters of such Parish.

7. And be it enacted, That in every year every person who shall be upon the register for the time being for any county may object to any other person upon any list of voters for such county, as not having been entitled, on the last day of July then next preceding, to have his name inserted in any list of voters for such county; and every person so objecting (save and except overseers objecting in the manner hereinbefore mentioned) shall, on or before the twenty-fifth day of August in such year, give or cause to be given to the overseers of the poor of the parish or township to which the list of voters containing the name of the person so objected to may relate, a notice, according to the form numbered 4, in the said schedule (A.),* or to the like effect; and the person so objecting shall also, on or before the said twenty-fifth day of August, give or cause to be given to the person so objected to, or leave or cause to be left at his place of abode, as described in such list, a notice, according to the form numbered 5, in the said schedule (A.),* or to the like effect; and every such notice of objection shall

Any Person on the Register may object to any other Person named in the List as not entitled to be upon it. Notice of objection to be given to the Overseers;

and also to the Party objected to.

* See Appendix.

be signed by the party so objecting as aforesaid; and wherever the place of abode of the person objected to, as described in the said list, shall not be in the parish or township to which such list may relate, and the name of the occupying tenant of the whole or any part of the qualifying property, together with his place of abode, shall appear in such list, the person so objecting shall also, on or before the same day, give to or leave, or cause to be given or left, at the place of abode of any such occupying tenant, a duplicate notice, signed as aforesaid.

List of Persons objected to to be published.

8. And be it enacted, That the said overseers shall in every year include the names of all persons against whom notice of objection shall have been given to them as aforesaid in that year in a list, according to the form numbered 6, in the said schedule (A.),* and shall publish such list on or before the first day of September in such year, and shall also keep a copy of such list, to be perused by any person, without payment of any fee, at any time between the hours of ten of the clock in the forenoon and four of the clock in the afternoon of any day except Sunday during the first fourteen days of the said month of September, and shall deliver a copy of such list to any person requiring the same, on payment of a price for each copy after the rate contained in the table numbered 1, in the schedule (D.)* to this Act annexed.

Lists, &c. to be delivered to the Clerk of the Peace.

9. And be it enacted, That on or before the Twenty-ninth day of August in every year the overseers of every parish or township shall deliver to the clerk of the peace of the county wherein the said parish or township is situate the said copy of the register, and the said list of claimants, with the marginal additions respectively as aforesaid, and also a copy of the list of persons objected to, respectively signed as aforesaid, and relating to their parish or township.

* See Appendix.

2. *Cities and Boroughs.*

10. And for the purpose of preparing like lists, and forming a register of all persons entitled to vote in the election of a member or members to serve in Parliament for any city or borough, be it enacted, That the town clerk of every such city or borough shall cause a sufficient number of forms of precepts, notices, and lists to be printed according to the forms numbered 1, 2, 3, 4, 8, 12, in the schedule (B.)* and of the table numbered 1, in the schedule (D.)* to this Act annexed, and shall on or before the tenth day of June in every year make, and cause to be delivered to the overseers of the poor of every parish or township situate wholly or in part within such city or borough, or within any place sharing in the election for such city or borough his precept according to the form numbered 1, in the said schedule (B.), and also a sufficient number of the said printed forms of notices and lists, and of the said table.

Town Clerk
to have Forms
of Precepts,
&c. printed.
To issue his
Precept to the
Overseers.

11. And be it enacted, that the overseers of every such parish or township shall, on or before the twentieth day of June in every year, publish a notice in writing according to form numbered 2, in the said schedule (B.), stating that no person will be entitled to have his name inserted in any list of voters for the city or borough then next to be made in respect of the occupation of premises of the clear yearly value of not less than ten pounds, situate wholly or in part within such parish or township, unless he shall pay, on or before the twentieth day of July then next ensuing, all the poor's rates and assessed taxes which shall have become payable from him in respect of such premises during the twelve calendar months next before the sixth day of April then last past.

Overseers to
give public
Notice as to
the Payment
of Rates and
Taxes by Oc-
cupiers of Pre-
mises of the
yearly value of
10l.

12. And be it enacted, That the overseers of

Overseers to
have Power of
inspecting Tax
Assessments,
&c.

* See Appendix.

every parish or township, for their assistance in making out the list of voters as herein-after mentioned (upon request made by them, or any of them, at any time between the hours of ten of the clock in the forenoon, and four of the clock in the afternoon of any day, except Sunday, during the month of July in every year, to any assessor or collector of taxes, or to any other officer having the custody of any tax assessment or duplicate for such parish or township), shall have free liberty to inspect any such tax assessment, or duplicate, and to extract such particulars as may appear to such overseer or

Assessors or
Collectors of
Taxes to de-
liver to Over-
seers a List of
Persons in
arrear of Taxes
payable at
April last past.

payable from him in respect of any premises within the said parish or township during the twelve calendar months next before the sixth day of April then last past; and the overseers shall keep the said list, to be perused by any person, without payment of any fee, at any time between the hours of ten of the clock in the forenoon and four of the clock in the afternoon of any day, except Sunday, during the first fourteen days after the list of voters shall have been published, as herein-after mentioned.

13. And be it enacted, that the overseers of every such parish or township shall, on or before the last day of July in every year, make out or cause to be made out, according to the form numbered 3, in the schedule (B.)* to this Act annexed, an alphabetical list of all persons who may be entitled to vote in the election of a member or members to serve in Parliament for such city or borough, in respect of the occupation of premises of the clear

Overseers to
prepare and
publish Lists
of Persons
(other than
Freemen) en-
titled to vote;

* See Appendix.

yearly value of not less than ten pounds, situate wholly or in part within such parish or township, and another alphabetical list, according to the form numbered 4, in the said schedule (B.),* of all other persons (except freemen) who may be entitled to vote in the election of such city or borough by virtue of any other right whatsoever, and in each of the said lists the christian name and surname of every such person shall be written at full length, together with the place of his abode and the nature of his qualification, and where any person shall be entitled to vote in respect of any property, then the name of the street, lane, and the number of the house (if any) or other description of the place where such property may be situate, shall be specified in the list; and the said overseers shall sign such lists, and shall forthwith cause a sufficient number of copies of each of the said lists to be written or printed, and shall publish copies of the said lists on or before the first day of August in such year, and shall likewise keep a copy of each of the said lists, to be perused by any person, without payment of any fee, at any time between the hours of ten of the clock in the forenoon and four of the clock in the afternoon of any day, except Sunday, during the first fourteen days after such lists shall have been so published, and shall deliver copies thereof to all persons applying for the same, on payment of a price for each copy after the rate contained in the table numbered 1, in the schedule (D.)* to this Act annexed.

Copies of Lists
to be kept for
Inspection and
Sale.

14. And be it enacted, That the town clerk of every city or borough shall, on or before the last day of July in the present and in each succeeding year, make out, according to the form numbered 5, in the said schedule (B.),* an alphabetical list of all the freemen of such city or borough who may be entitled to vote in the election of a member or mem-

Town Clerks
to prepare and
publish the
Lists of Free-
men.

* See Appendix.

bers to serve in any future Parliament for such city or borough, together with the respective places of their abode, and shall sign such list, and cause copies thereof to be written or printed, and shall publish the said list on or before the first day of August in such year, and shall likewise keep a copy thereof, to be perused by any person, without payment of any fee, at any time between the hours of ten of the clock in the forenoon and four of the clock in the afternoon of any day, except Sunday, during the first fourteen days after such lists shall have been published, and shall deliver copies thereof to all persons applying for the same, on payment of a price for each copy after the rate contained in the table numbered 1, in the schedule (D.)* to this Act annexed.

Persons
omitted from
the Borough
Lists to give
Notice of their
Claims.

15. And be it enacted, that every person whose name shall have been omitted in any such lists of voters for any city or borough so to be made out as aforesaid, and who shall claim, as having been entitled on the last day of July then next preceding, to have his name inserted therein, and every person desirous of being registered for a different qualification than that for which his name appears in the said list, shall, on or before the twenty-fifth day of August in that year, give or cause to be given a notice, according to the form numbered 6, in the said schedule (B.),* or to the like effect, to the overseers of that parish or township in the list whereof he shall claim to have his name inserted, or if he shall claim as a freeman of any city or borough, or place sharing in the election therewith, then he shall in like manner give or cause to be given to the town clerk of such city, borough, or place, a notice, according to the form numbered 7, in the said schedule (B.),* or to the like effect; and the overseers and town clerks respectively shall include the names of all persons so claiming as aforesaid in lists, ac-

Lists of
Claimants to
be made.

* See Appendix.

ording to the forms numbered 8 and 9, respectively in the said schedule (B.)*

16. And be it enacted, That it shall be lawful for any person whose name shall be on any list of voters for the time being for any city or borough, or for any person who shall have claimed to have his name inserted in any such list, upon request made by such person, at any time between the hours of ten of the clock in the forenoon and four of the clock in the afternoon of any day, except Sunday, between the tenth day of August and the last day of August, to any overseer or other officer having the custody of any poor-rate book, to inspect such poor-rate book, and make extracts therefrom for any purpose relating to any claim or objection made or intended to be made by or against such person ; and every such overseer or other officer as aforesaid is hereby required, upon such request as aforesaid, to permit such inspection, and the making of such extracts, without payment of any fee.

Registered
Electors and
Claimants may
inspect Rate
Books.

17. And be it enacted, That every person whose name shall have been inserted in any list of voters for any city or borough may object to any other person as not having been entitled on the last day of July next preceding to have his name inserted in any list of voters for the same city or borough ; and every person so objecting shall, on or before the twenty-fifth day of August in that year, give or cause to be given a notice, according to the form numbered 10, in the said schedule (B.),* or to the like effect, to the overseers who shall have made out the list in which the name of the person so objected to shall have been inserted, or if the person objected to shall have been inserted in the list of freemen of any city or borough, except the city of London, then to the town clerk of such city or borough ; and every person so objecting shall give or cause to be left at the place of abode of the

Persons named
in the List
may object to
others as not
being entitled
to be in the
List.

Notice of Ob-
jection to be
given to the
Overseers, or
to the Town
Clerk ;

and also to the
Person ob-
jected to.

* See Appendix.

person objected to, as stated in the said list, a notice according to the form numbered 11, in the said schedule (B.);* and every notice of objection shall be signed by the person objecting.

List of Persons
objected to to
be made.

18. And be it enacted, That the said overseers shall include the names of all persons so objected to in a list, according to the form numbered 12, in the said schedule (B.);* and every town clerk shall include the names of all persons so objected to as freemen in a list, according to the form numbered 13, in the said schedule (B.);* and the said overseers and town clerks respectively shall sign each of the said lists, and cause copies thereof to be written or printed, and shall publish the said list of persons objected to, and the said list of claimants as aforesaid, on or before the first day of September in the

Such Lists,
and the Lists
of Claimants to
be published.

Copies of Lists
and Notices of
Objection to
be kept for In-
spection.

said year; and shall keep copies of the said lists, and shall allow the same, and also the notices of objection which they shall have received, to be perused by any person, without payment of any fee, at any time between the hours of ten of the clock in the forenoon and four of the clock in the afternoon of any day, except Sunday, during the first fourteen days of September in the said year, and shall deliver copies of each of such lists to any person requiring the same, on payment of a price for each copy after the rate contained in the table numbered 1, in the schedule (D.)* to this Act annexed.

Overseers to
deliver Copies
of Lists to the
Town Clerk.

19. And be it enacted, That the said overseers shall, on or before the twenty-ninth day of August in every year, deliver to the said town clerk a copy of the said list of voters, made out by them as aforesaid, and a copy of the said list of persons who shall have claimed as aforesaid, and a copy of the list of persons objected to as aforesaid.

*Freemen and
Liverymen of
the City of
London.

20. And be it enacted, That for providing a list of such of the freemen of the city of London as are

* See Appendix.

liverymen of the several companies entitled to vote in the election of a member or members to serve in Parliament for the city of London, the secondaries of the said city shall, on or before the twentieth day of July in every year, issue precepts to the clerks of the said livery companies, requiring them to make out or cause to be made out, at the expense of the respective companies, an alphabetical list, according to the form numbered 1, in the schedule (C.*), to this Act annexed, of the freemen of London, being liverymen of the said respective companies, and entitled to vote in such election; and every such clerk shall sign such list, and transmit the same, with two printed copies thereof, to the secondaries, on or before the last day of July, who shall forthwith fix one such copy in the Guildhall and one in the Royal Exchange of the said city, there to remain fourteen days; and the clerks of the said livery companies shall cause a sufficient number of copies of such lists of freemen and liverymen of their respective companies to be printed, at the expense of the respective companies, and shall keep, and allow the same to be perused by any person without payment of any fee, at any time between the hours of ten of the clock in the forenoon and four of the clock in the afternoon of any day, except Sunday, during fourteen days next after such lists shall have been published, and shall deliver the same to any person applying for the same, on payment of a price for each copy after the rate contained in the table numbered 1, in the schedule (D.)* to this Act annexed; and every person whose name shall have been omitted in any such list of freemen and liverymen, and who shall claim to have his name inserted therein, as having been entitled on the last day of July then next preceding to have his name inserted in such list, shall, on or before the twenty-fifth day of August in such year, give or cause to be

* See Appendix.

given a notice according to the form numbered 2, in the said schedule (C.),* or to the like effect to the secondaries and to the clerk of that company in the list whereof he shall claim to have his name inserted; and every person whose name shall have been inserted in any list of voters for the time being for the said city may object to any other person as not having been entitled on the last day of July then next preceding to have his name inserted in any such livery list; and every person so objecting shall, on or before the twenty-fifth day of August, give to such other person, or leave at his place of abode, as described in such list, a notice according to the form numbered 4, in the said schedule (C.),* or to the like effect, and shall also give to the secondaries, and to the clerk of that company in the list whereof the name of the person objected to has been inserted, notice according to the form numbered 5, in the said schedule (C.)* or to the like effect; and the secondaries shall include the names of all persons so claiming, and so objected to as aforesaid, in two several lists, according to the forms numbered 3 and 6, in the said schedule (C.),* and shall cause such last-mentioned lists to be fixed in the Guildhall and Royal Exchange of the said city on or before the first day of September, and shall likewise keep copies thereof, and allow the same to be perused by any person without payment of any fee, at any time between the hours of ten of the clock in the forenoon and four of the clock in the afternoon of any day, except Sunday; during the fourteen days following the first publication of the said list, and shall deliver copies thereof to any person applying for the same, on payment of a price for each copy after the rate contained in the table numbered 1, in the schedule (D.)* to this Act annexed.

Freeholders in
Horsham and

21. And be it enacted, That for all the purposes

* See Appendix.

of forming a register of voters for the borough of Malsbury New Shoreham and for the borough of Cricklade entitled to vote respectively, under the provisions of this Act, all persons having a right to vote for the borough of New Shoreham and Cricklade, where to be registered. New Shoreham in respect of any freeholds which may be situate in the borough of Horsham, or for the borough of Cricklade in respect of any freeholds which may be situate in the borough of Malsbury, shall be inserted in the same lists of voters respectively in which they are to be inserted by the directions in that behalf of the said recited Act.

3. *Counties, Cities, and Boroughs.*

22. And be it enacted, That every precinct or place, whether extra-parochial or otherwise, which shall have no overseers of the poor, shall, for the purpose of making any claim, and making out any list directed by this Act, be deemed to be within the parish or township adjoining thereto, and sharing in the right of election to which such claim or list may relate; and if such parish or place shall adjoin two or more parishes or townships situated as aforesaid, it shall be deemed to be within the least populous of such parishes or townships, according to the last census for the time being.

23. And be it enacted, That every notice, list, register, or other document herein required to be published, shall be so published, except where some other mode or place of publication is herein expressly provided, by being fixed in some public and conspicuous situation on the outside of the outer door or outer wall near the door of the buildings herein-after named for that purpose; (that is to say,) in the case of publication by overseers, every church and public chapel in their parish or township, including places of public worship which do not belong to the Established Church, and in the case of publication by a town clerk, the town

Provision as to
Places having
no Overseers.

What shall be
Publication of
Notice.

hall, or in either case, if there be no such building as is herein-before named for that purpose, then in some public and conspicuous situation within the parish or township, city, borough, or place respectively.

Time for which
Publication
shall be.

24. And be it enacted, That in all cases in which any notice, list, register, or other document shall, pursuant to the provisions aforesaid, be affixed on or near the door of any church, chapel, town-hall, or other place, the same shall continue so fixed for a period including two consecutive Sundays at the least next after the day on or before which the same is herein-before required to be published; and in case the same shall be destroyed, mutilated, effaced, or removed before the expiration of such period, the party herein-before required to publish the same as aforesaid shall, as soon as conveniently may be, publish in like manner in its place another notice, list, register, or other document, to the like purport and effect with the notice, list, register, paper, or document so destroyed, mutilated, effaced, or removed.

Penalty for
hindering Pub-
lication.

25. And be it enacted, That every person who shall wilfully destroy, mutilate, efface, or remove any notice, list, register, or other document so affixed as aforesaid, during the period during which the same is herein-before required to remain so affixed, shall for every such offence forfeit any sum not exceeding forty shillings nor less than ten shillings to any person who will sue for the same, to be recovered in a summary manner before any two justices of the peace.

List not in-
validated by
imperfect Pub-
lication.

26. And be it enacted, That no list shall be invalidated by reason that it shall not have been affixed in every place and for the full time herein-before required for publication thereof, but that the barrister shall proceed to revise and adjudicate upon every such list which shall have been affixed in any place and for any part of the time herein-before mentioned in that behalf; but nothing herein

contained shall be construed to exempt the overseer, town clerk, or other person charged with the duty of publishing such list as aforesaid from the penalties of his neglect or wilful default.

27. And be it enacted, That in case no list of voters shall have been made out for any parish, township, or place in any year, or in case such list shall not have been affixed in any place hereinbefore mentioned in that behalf, the register of voters for that parish, township, or place then in force shall be taken to be the list of voters for that parish, township, or place for the year then next ensuing, and the provisions herein contained respecting any such list of voters shall be taken to apply to such register as aforesaid.

If no List made out or published, former List to be in force.

II. THE REVISION.

1. *The Revision Courts.*

28. And be it enacted, That the Lord Chief Justice of the Court of Queen's Bench shall, in the month of July or August in every year, appoint so many barristers as he shall deem necessary to revise the lists of voters for that year for the county of Middlesex, and for the city of London, the city of Westminster, and the several boroughs in the county of Middlesex, and that the senior judge for the time being in the commissions of assize for every other county shall, during the summer circuit in every year, appoint so many barristers as he shall deem necessary to revise the lists of voters for that year for every such county, or for the ridings, parts, and divisions of every such county, and for the several cities and boroughs in every such county, and for every city and town, and county of a city and town, next adjoining to any such county; and the town and county of the town of Kingston-upon-Hull shall for this purpose be considered as next adjoining to the county of York, and the town of Berwick

Lord Chief Justice and Judges of Assize to appoint Barristers for revising Lists.

upon-Tweed and the town and county of the town of Newcastle-upon-Tyne as next adjoining to the county of Northumberland, and the city and county of the city of Bristol as next adjoining to the county of Somerset; and the said Lord Chief Justice and Judge respectively shall in every year have power to appoint one or more barristers to revise the lists for that year for the same county, city, or borough, or other place as aforesaid, or one barrister, only to revise the lists for several counties, cities, boroughs, and other places as aforesaid: provided always, that, except as is herein-after provided, no greater number of barristers shall be so appointed in any year than as follows; (that is to say), for the county of Middlesex, and for the city of London, the city of Westminster, and the boroughs in the county of Middlesex, three; for the counties, cities, boroughs, and places within the home circuit, ten; for the counties, cities, boroughs, and places within the western circuit, fourteen; for the counties, cities, boroughs, and places within the Oxford circuit, twelve; for the counties, cities, boroughs, and places within the Midland circuit, eleven; for the counties, cities, boroughs, and places within the Norfolk circuit, eight; for the counties, cities, boroughs, and places within the Northern circuit, fifteen; for the counties, cities, boroughs, and places within the North Wales circuit, six; for the counties, cities, boroughs, and places within the South Wales circuit, six: provided also, that no barrister shall be so appointed who shall be of less than three years standing, or a member of Parliament, or who shall hold any office or place of profit under the Crown, except the office of recorder of any city or borough; but no such barrister shall be so appointed for any city or borough of which he shall be the recorder; and that no barrister appointed as aforesaid shall for eighteen months from the time of his appointment be eligible to serve in Parliament for any county, riding, parts or division of a county, or

for any city, borough, or other place as aforesaid for which he shall be so appointed.

29. And be it enacted, That, notwithstanding any thing herein-before contained, if it shall appear to the Lord Chief Justice or Judge who shall have appointed any barrister or barristers under this Act to revise any lists of voters, that by reason of the death, illness, or absence of any such barrister or barristers, or by reason of the insufficiency of the number of such barristers, or from any other cause, such list cannot be revised within the period directed by this Act, it shall be lawful for such Lord Chief Justice or Judge, and he is hereby required, to appoint one or more barrister or barristers qualified as aforesaid to act in the place of or in addition to the barrister or barristers originally appointed for any county, city, or borough; and such barrister or barristers or subsequently appointed shall have the same powers and authorities in every respect as if they had been originally appointed by such Lord Chief Justice or Judge: provided always, that whenever any such additional barrister or barristers shall have been appointed for the revision of the lists of voters as aforesaid, and that in consequence or by reason of such appointment the total number of barristers appointed to revise in any one year shall exceed the whole number herein-before authorized to be appointed, the Commissioners of her Majesty's Treasury shall cause an account of all such appointments of additional barristers, and the sums respectively paid to them, to be laid before each House of Parliament within twenty days after the next meeting of Parliament.

30. And be it enacted, That where two or more barristers shall be appointed for the same county, riding, parts or divisions of a county, or for the same city or borough, they may hold separate courts at the same time and place for the despatch of business, or may hold separate courts at different times and places, as shall be deemed most expedient.

Barrister to
notify his Ap-
pointment to
Clerk of the
Peace and
Town Clerks,
who are to
transmit to him
Abstracts and
Lists.

31. And be it enacted, That every such revising barrister shall notify his appointment to the clerk of the peace of every county and to the town clerk of every city and borough of which he shall be appointed to revise the lists; and each clerk of the peace shall as soon as possible transmit an abstract of the number of persons objected to by the overseers and by other persons in each parish and township in and for the same county, and the town clerk of every city or borough shall as soon as possible transmit an abstract of the said several lists of claimants, and the list of persons objected to, in each parish or township in and for the same city or borough, to the said barrister, in order that proper times and places for holding courts for the revision of such lists respectively may be appointed.

Barristers to
hold Courts
for revising
Lists of Voters
for Counties
within a cer-
tain period,
and to give
Notice of the
Times and
Places of
holding such
Courts to
Clerk of the
Peace, who is
to give Notice
thereof by Ad-
vertisement,
and to the
Overseers.

32. And be it enacted, That the barrister appointed to revise the lists of any county shall make a circuit and hold open courts for such revision at each of the places which now are or hereafter may be appointed as polling places for such county, and at any other places within the said county which he shall think expedient, at convenient times between the fifteenth day of September inclusive and the last day of October inclusive in the then current year, and shall, ten days at the least before the holding of the first court of revision, give notice to the clerk of the peace of the several times and places at which the said courts will be holden, and of the several parishes the lists of and for which will be revised at each of the said courts; and the said clerk of the peace shall forthwith cause public notice thereof to be given by advertisement in one or more of the newspapers circulating within the said county, and shall cause a sufficient number of copies of the said notice to be written or printed, and shall deliver or send a copy thereof to the overseers of every parish or township, and require them to publish the said copy of the said notice, and to attend at the court therein appointed for the revision of the list of

voters relating to their said parish or township, and the said overseers shall forthwith publish the said copy of the said notice accordingly.

33. And be it enacted, That the barrister or barristers appointed to revise the lists of voters for any city or borough shall hold an open court or courts for that purpose within such city or borough, and also within every place sharing in the election for such city or borough, between the fifteenth day of September inclusive, and the last day of October inclusive, in the then current year, and such barrister or barristers shall, seven days at the least before holding any such court or courts, give notice to the town clerk of such city or borough of the time and place of holding the same; and if such barrister shall, in his discretion, deem it expedient to hold his courts at different times and places within the said city or borough, the said barrister shall in such case give notice to the said town clerk of such times and places so appointed, and of the parishes allotted to each court; and the town clerk shall forthwith publish a notice of the time and place of the holding of every such court as aforesaid on the town-hall, and on every church and chapel within such city or borough, or, if there be no church or chapel or town-hall therein, then in some public and conspicuous place therein.

Barristers to hold Courts for revising the Lists of Voters for Boroughs, and give Notice thereof to the Town Clerk, who is to publish the same.

34. And be it enacted, That the clerk of the peace of every county, at the opening of the first court to be so holden as aforesaid in and for the same county, shall deliver or cause to be delivered to the said barrister or barristers all the lists of voters for the then current year, with the marginal additions as aforesaid, and lists of persons objected to in the said year, relating to the said county, and also one or more printed copies of the register of voters then in force for the said county; and the overseers of every parish and township shall attend the court to be holden for revising the lists relating to their parish or township, and shall deliver to the

Clerk of the Peace to attend the first Court, and Overseers to attend the Courts for their respective Districts and Parishes, and produce Lists of Voters, and answer Questions.

barrister or barristers holding such court the original notices of claim and notices of objection given to them as aforesaid; and the said clerk of the peace and overseers shall (if required) answer upon oath all such questions as such barrister or barristers may put to them, and produce all documents, papers, and writings in their possession, custody, or power touching any matter herein-mentioned.

Town Clerks, Overseers, and in London Secondaries and Clerks of Companies, to attend the Courts, to produce Lists and answer Questions, &c.

35. And be it enacted, That the town clerk of every city or borough, and the several overseers for the time being of every parish or township therein, and in the city of London the secondaries and the clerks of the several livery companies of such city, shall attend the first court to be holden before every such barrister for every such city or borough, unless they shall have been respectively required by notice to attend at some other court, in which case they shall attend the said court as required; and the said overseers, town clerks, and secondaries respectively shall, at the opening of the said court, deliver to the said barrister the several lists so made by them respectively as aforesaid, and also the original notices of claim and of objection received by them as aforesaid; and the said overseers shall also produce at the said court all rates made for the relief of the poor of their respective parishes or townships, between the sixth day of April in the year then last past, and the last day of July in the then present year; and the said town clerks, overseers, secondaries, and clerks respectively shall answer upon oath all such questions as any such barrister may put to them or any of them, and produce all documents, papers, and writings in their possession, custody, or power, touching any matter necessary for revising the list of voters: and every such barrister shall have power to require any assessor, collector of taxes, or other officer having the custody of any tax assessment or duplicate, or any overseer or overseers of

Power of Barrister to require attendance of Over-

a past year, or other person having the custody of any poor rate of the then current or any past year, or any relieving officer, and in the city of London the chamberlain or his deputy, to attend before him at any court to be holden by him in pursuance of this Act, and they shall attend accordingly, and answer upon oath all such questions as such barrister may put to them.

36. And be it enacted, That any person whose name shall appear in the list of voters of any parish or township in and for any county, and whose place of abode, as stated in such list, shall not be within the polling district at which the said parish or township shall be allotted to poll, but within the same county, shall be at liberty to make his claim before the revising barrister to vote at the polling place of the district wherein his said place of abode may be situate; and any person whose name shall appear in any list as aforesaid, and whose place of abode, as stated in such list, shall not be within the same county, shall be at liberty in like manner to make his claim to vote at the polling place of any district within the same county; and every such person shall make his claim in writing under his hand, and such claim shall be delivered to and verified before the revising barrister holding his court for the revision of the list of voters in which the name of such person shall appear as aforesaid, and it shall then be lawful for the said barrister to insert in the said list, against the name of such person so claiming as aforesaid, the name of the polling place at which such person shall be registered to vote; and such person so registered shall be admitted to vote at every contested election for the said county at the said last-mentioned polling place, and not elsewhere, any thing in the said recited Act to the contrary notwithstanding.

37. And be it enacted, That if any person who shall have given to the overseers of any parish or township due notice of his claim to have his name

seer of past year, and Assessor and Collector, &c. of Taxes, who shall answer upon Oath all Questions put to them.

Voters residing out of the Polling District to which the Parish wherein their Qualification is situate belongs may vote in another Polling District, on making a Claim before the Revising Barrister.

Barrister to have power to insert in the

County Lists
the Names of
Claimants
omitted by the
Overseer, on
Proof of Claim
and Qualifica-
tion.

inserted in the list of persons entitled to vote in the election of a knight or knights of the shire shall have been omitted by such overseers from such list, it shall be lawful for the revising barrister, upon the revision of such list, to insert therein the name of the person so omitted, in case it shall be proved to the satisfaction of such barrister that such person gave due notice of such his claim to the said overseers, and that he was entitled on the last day of July then next preceding to be inserted in the said list of voters.

Power of
Barrister to
insert Names
in Lists of
Borough
Voters.

38. And be it enacted, That the revising barrister shall insert in any list of voters for any city or borough the name of every person omitted who shall be proved to the satisfaction of such barrister to have given due notice of his claim to be inserted in such list, and to have been entitled on the last day of July then next preceding to have his name inserted therein in respect of the qualification described in such notice of claim.

Any Person
on List of
Voters may
object to
Claimants.

39. And be it enacted, That it shall be lawful for any person whose name shall be on any list of voters for any county, city, or borough to oppose the claim of any person so omitted as aforesaid to have his name inserted in any list of voters for the same county, city, or borough; and such person intending to oppose any such claim shall, in the court to be holden as aforesaid for the revision of such list, and before the hearing of the said claim, give notice in writing to the revising barrister of his intention to oppose the said claim, and shall thereupon be admitted to oppose the same, by evidence or otherwise, without any previous or other notice, and shall have the same rights, powers, and liabilities as to costs, appeal, and other matters relating to the hearing and determination of the said claim, as any person who shall have duly objected to the name of any other person being retained on any list of voters, and who shall appear and prove the requisite notices as herein-after mentioned.

40. And be it enacted, That the revising barrister shall correct any mistake which shall be proved to him to have been made in any list, and shall expunge the name of every person whose qualification, as stated in any list, shall be insufficient in law to entitle such person to vote, and also the name of every person who shall be proved to him to be dead; and wherever the Christian name, or the place of abode, or the nature of the qualification, or the local or other description of the property of any person who shall be included in any such list, and the name of the occupying tenant thereof, shall be wholly omitted in any case where the same is by this Act directed to be specified therein, or if any person whose name is included in any such list, or his place of abode, or the nature or description of his qualification, shall, in the judgment of the revising barrister, be insufficiently described for the purpose of being identified, such barrister shall expunge the name of every such person from such list, unless the matter or matters so omitted or insufficiently described be supplied to the satisfaction of such barrister before he shall have completed the revision of such list, in which case he shall then and there insert the same in in such list. Provided always, that, whether any person shall be objected to or not, no evidence shall be given of any other qualification than that which is described in the list of voters or claim, as the case may be, nor shall the barrister be at liberty to change the description of the qualification as it appears in the list, except for the purpose of more clearly and accurately defining the same; and where the name of any person inserted in any list of voters shall have been objected to by the overseers, or by any other person, and such other person so objecting shall appear by himself, or by some one on his behalf, in support of such objection, and shall prove that he gave the notice or notices respectively required by this Act to be given by him,

Corrections which may be made by Barrister in the Register.

No Change to be made of the Qualification stated in the Lists.

Mode of proceeding in Cases of Objection.

Provision in
certain Cases
of Change of
Abode.

every such barrister shall then require it to be proved that the person so objected to was entitled on the last day of July then next preceding, to have his name inserted in the list of voters in respect of the qualification described in such list; and in case the same shall not be proved to the satisfaction of such barrister, or in case it shall be proved that such person was then incapacitated by any law or statute from voting in the election of members to serve in Parliament, such barrister shall expunge the name of every such person from the said lists: Provided always, that where any person whose name appears on any list of voters for any county shall be objected to on the ground of having changed his place of abode without having sent in a fresh notice of claim, it shall be lawful for the barrister on revising the list to retain the name of such person on the list of voters, provided that such person, or some one in his behalf, shall prove that he possessed, on the last day of July, the same qualification in respect of which his name has been inserted in such list, and shall also supply his true place of abode, which the said barrister shall insert in such list.

Power of
Revising
Barristers to
adjourn their
Courts, ad-
minister Oath,
&c.

41. And be it enacted, That every revising barrister holding any court under this Act shall have power to adjourn the same from time to time, and from any one place to any other place within the same county, or within the same city or borough, but so that no such adjourned court shall be holden after the last day of October in any year; and at every court to be holden as aforesaid by any revising barrister the said barrister shall have power to administer an oath to all persons examined before him, and all parties, whether claiming or objecting or objected to, and all persons whatsoever, may be examined upon oath touching the matters in question; and every person taking any oath or affirmation under this Act, who shall wilfully swear or affirm falsely, shall be deemed guilty of perjury, and at the holding of such respective courts no party or other person

Persons
swearing
falsely guilty
of Perjury.

shall appear or be attended by counsel; and every Barrister in such barrister shall upon the hearing in open court finally determine upon the validity of such claims and objections, and shall for that purpose have the same powers and proceed in the same manner (except where otherwise directed by this Act) as the returning officer of any county, city, or borough, according to the laws and usages observed at elections previous to the passing of the said recited Act; and such barrister shall in open court write his initials against the names respectively expunged or inserted, and against any part of the said lists in which any mistake shall have been corrected or any omission supplied or any insertion made by him, and shall sign his name to every page of the several lists so settled.

42. And be it enacted, That it shall be lawful for any person who, under the provisions herein-before contained, shall have made any claim to have his name inserted in any list, or made any objection to any other person as not entitled to have his name inserted in any list, or whose name shall have been expunged from any list, and who in any such case shall be aggrieved by or dissatisfied with any decision of any revising barrister on any point of law material to the result of such case, either himself or by some person on his behalf, to give to the revising barrister in court, before the rising of the said court, on the same day on which such decision shall have been pronounced, a notice in writing that he is desirous to appeal, and in such notice shall shortly state the decision against which he desires to appeal; and the said barrister thereupon, if he thinks it reasonable and proper that such appeal should be entertained, shall state in writing the facts which according to his judgment shall have been established by the evidence in the case, and which shall be material to the matter in question, and shall also state in writing his decision upon the whole case, and also his decision upon the point of law in ques-

open Court
to decide upon
Validity of
Claims and
Objections.

Appeal for
Revising
Barrister's
Decision on
Points of
Law.

Revising
Barrister to
prepare a
Statement of
Facts.

Appellant to
make a
Declaration in
Writing.

Revising
Barrister to
indorse on
Statement the
Names of
Parties, &c. ;

and deliver a
Copy to either
party requiring
it.

Who shall be
Respondent on
Appeal.

tion appealed against; and such statement shall be made as nearly as conveniently may be in like manner as is now usual in stating any special case for the opinion of the Court of Queen's Bench upon any decision of any Court of Quarter Sessions; and the said barrister shall read the said statement to the appellant in open court, and shall then and there sign the same; and the said appellant, or some one on his behalf, shall at the end of the said statement make a declaration in writing under his hand to the following effect, that is to say, "I appeal from this decision;" and the said barrister shall then indorse upon every such statement the name of the county and polling district, or city and borough, and of the parish or township to which the same shall relate, and also the christian name and surname and place of abode of the appellant and of the respondent in the matter of the said appeal, and shall sign and date such indorsement; and the said barrister shall deliver such statement, with such indorsement thereon, to the said appellant, to be by him transmitted to her Majesty's Court of Common Pleas at Westminster in the manner herein-after mentioned; and the said barrister shall also deliver a copy of such statement, with the said indorsement thereon, to the respondent in such appeal who shall require the same.

43. And be it enacted, That in the matter of every such appeal the party in whose favour the decision appealed against shall have been given shall be the respondent; but if there be no such party, or if such party, or some one on his behalf, shall in open court decline, and state in writing that he declines, to support the decision appealed against as respondent, then and in every such case it shall be lawful for the said revising barrister to name any person who may be interested in the matter of the said appeal, and who may consent, or the overseers of any parish or township, or the town clerk of any city or borough, to be, and such person so consenting, or

such overseers or town clerk respectively so named, shall be deemed to be the respondent or respondents in such appeal.

44. And be it enacted, That if it shall appear to any revising barrister that the validity of any number of such claims or objections determined by him at any court as aforesaid depends and has been decided by him upon the same point or points of law, and the parties, or any of them, aggrieved by or dissatisfied with his decision thereon, shall have given notice of an intention to appeal therefrom, it shall in such case be lawful for the said barrister to declare that the appeals against such decision ought to be consolidated, and the said barrister shall in such case state in writing the case, and his decision thereon, in manner herein-before mentioned, and that several appeals depend upon the same decision, and ought to be consolidated, and shall read such statement, and sign the same, as herein-before mentioned, and thereupon it shall be lawful for the said barrister to name any person interested, and consenting, for and on behalf of himself and all other persons in like manner interested in such appeals, to be the appellant or respondent respectively in such consolidated appeal, and to prosecute or answer the said appeal, in like manner as any appellant or respondent might in his own case under the provisions of this Act, and the person so named appellant in such consolidated appeal, or some one on his behalf, shall, at the end of the said statement, make and sign a declaration in the form or to the effect following; (that is to say,)

Power to
consolidate
Appeals.

“I, for myself and on behalf of all the other
“persons who are interested as appellants in
“this matter, and whose names are hereunder
“written, do appeal against this decision, and
“agree to prosecute this appeal.”

And the person so named respondent in such consolidated appeal, or some one on his behalf, shall in

like manner make and sign a declaration in writing in the form or to the effect following; (that is to say,)

“ I, for myself and on behalf of all the other
“ persons interested as respondents in this mat-
“ ter, and whose names are hereunder written,
“ do agree to appear and answer this appeal.”

Overseers or
Town Clerk
may be named
as Respon-
dents.

And the name, and, where necessary, the particulars of the qualification of every party intended to be joined in such consolidated appeal, shall be written under the aforesaid declaration of the appellant or respondent respectively to which they may respectively refer: provided always, that it shall be lawful for the said barrister, if necessary, in any case to name the overseers of any parish or township, or the town clerk of any city or borough, to be, and they or he so named shall be, the respondents or respondent in such consolidated appeal, without any such declaration being made or signed by them or him as herein-before mentioned.

Consolidated
Appeals to be
conducted as
any single
Appeal.

45. And be it enacted, That in and with regard to every such consolidated appeal the like proceeding shall be had and taken, and the like rules and regulations shall apply as in the case of any other appeal under this Act; and that every order, judgment, or decision of the said Court of Common Pleas shall be equally valid and effectual for all the purposes of this Act, and binding and conclusive upon all the parties named in or referred to as parties to such consolidated appeal as aforesaid; and that if in any case all or any of the parties to such consolidated appeal shall make or enter into any agreement as to the mode of contributing among themselves to the costs and expenses of such appeal, the said agreement may, upon the application of any party or parties thereto, be made a rule of the said Court of Common Pleas, if the said court shall think fit: provided always, that if any such consolidated appeal shall not be duly pro-

Agreement for
Contribution
to Costs of
consolidated
Appeal may be
made a Rule
of Court.

If consolidated
Appeal not

secuted or answered, it shall be lawful for the said Court of Common Pleas, or for the lord chief justice, or any judge of the said court, to give to any party or parties interested in such appeal, upon his or their application, the conduct and direction of the said appeal, or of the answer thereto, respectively, as the case may require, instead of or in addition to any person named as aforesaid as appellant or respondent, and in such manner and upon such terms as the said court or lord chief justice or judge may think fit and order, or to make such other order in the case as may seem meet; provided also, that if after the said barrister shall as aforesaid have declared that the appeal in any case ought to be with others consolidated, any party interested in such appeal shall object and refuse to be a party to or to be bound by any such consolidated appeal, then and in such case the appeal in which such person is interested may proceed separately, but such person so refusing or objecting shall be liable to pay costs to the other party, but shall not be entitled to receive any costs of or in such appeal, unless the said court otherwise order.

duly prosecuted or answered, the Court, or a Judge may give conduct of it or of the Answer to other Persons.

If Party interested shall refuse to be a Party, &c.

46. And be it enacted, That if in any case it shall appear to any revising barrister holding any court as aforesaid that any person shall under this Act have made or attempted to sustain any groundless or frivolous and vexatious claim or objection or title, to have any name inserted or retained in any list of voters, it shall be lawful for the said barrister, in his discretion, to make such order as he shall think fit for the payment by such person of the costs or of any part of the costs of any person or persons in resisting such claim or objection or title; and in every such case the said barrister shall make an order in writing, specifying the sum which he shall order to be paid for such costs, and by and to whom and when and where the same sum shall be paid, and shall date and sign the said order, and deliver it to the person or persons to whom the said

Power to Barrister to give Costs in certain Cases to Parties claiming or objecting.

sum shall therein be ordered to be paid : provided always, that the said sum so ordered to be paid by way of costs shall not in any case exceed the sum of twenty shillings : provided also, that such order for the payment of costs as aforesaid may be made in any case, notwithstanding any party shall have given notice of his intention to appeal against any decision of the revising barrister in the same case ; but in case of such appeal the said order for the payment of costs shall be suspended, and shall abide the event of such appeal, unless the court of appeal shall otherwise direct ; but no appeal shall be allowed or entertained against or only in respect of any such order for the payment of costs : provided also, that whenever any revising barrister shall have made any such order for the payment of any sum of money for costs by any person who shall have made any objection as aforesaid, it shall not be lawful for the said barrister to hear or admit proof of any other objection or notice of objection made or signed by the same person until the sum of money so ordered to be paid by him for costs be paid to the person entitled to receive the same, or deposited in the hands of the said barrister in court, for the use of the person so entitled.

County Lists to be transmitted to Clerk of the Peace, and to be by him copied into a Book.

47. And be it enacted, That the said lists of voters for each county, signed as aforesaid, shall be forthwith transmitted by the revising barrister to the clerk of the peace of the same county, and the clerk of the peace shall keep the said lists among the records of the sessions, and shall forthwith cause the said lists to be copied and printed in a book or books, arranged with the names in each parish or township in strict alphabetical order, according to the surnames, and with every polling district in alphabetical order, and with every parish or township within such polling district likewise in the same order, and shall, after the last list for each polling district, insert a list in like alphabetical order of all persons whose names shall not appear in

any of the said lists for such polling district, but who shall in manner herein-before mentioned have been registered by the revising barrister to vote at the polling place of such last-mentioned district, and shall in the said book prefix to every name its proper number, beginning the numbers from the first name, and continuing them in a regular series down to the last name: provided always, that a number as aforesaid shall be prefixed to the name of every person in every such list inserted after the last list for any polling district as aforesaid; and no number, but an asterisk only, shall be prefixed to the name of the same person in the list of the parish or township in which his name originally appeared; and every such book shall be printed and arranged in such manner and form that the list of voters of and for each and every separate parish or township contained therein may be conveniently and completely cut out or detached from all the other lists of voters contained in the same book, so that all the lists for every or any polling place, or the list of every or any single parish or township, may be ready for the purposes of this Act or for sale; and the said clerk of the peace shall sign and deliver the said book or books on or before the last day of November in the then current year to the sheriff of the county, to be by him and his successors in the office of sheriff safely kept, for the purposes herein-after and in the said recited Act mentioned.

Clerk of the
Peace to sign
and deliver a
Copy to the
Sheriff.

48. And be it enacted, That the lists of voters for each city or borough, signed as aforesaid, shall be forthwith delivered by the revising barrister to the town clerk of the same city or borough; and the said town clerk shall forthwith cause the said lists to be copied and printed in a book; and in the said book the said lists shall be arranged and every name numbered according to the directions aforesaid with regard to the county lists, so far as the same are applicable; and the said

Borough Lists
to be delivered
to the Town
Clerks, and
copied into a
Book.

Town Clerks to sign and deliver same to Returning Officers.

town clerk shall sign and deliver the said books on or before the said last day of November to the returning officer of the same city or borough, to be by him and his successors as returning officer safely kept for the purposes hereinafter mentioned.

Books to be the Register of Voters for One Year.

49. And be it enacted, That the said printed book or books, so signed as aforesaid by the clerk of the peace or town clerk respectively, and given into the custody of the sheriff of any county, or the returning officer of any city or borough, as the case may be, shall be the register of persons entitled to vote at any election of a member or members to serve in Parliament which shall take place in and for the same county, city, or borough respectively, between the last day of November in the year wherein such register shall have been made and the first day of December in the succeeding year: Provided always that the register of electors now in force shall be the register in force until the first day of December in the year one thousand eight hundred and forty-three; and the clerk of the peace of every county, the town clerk of every city or borough or borough respectively, shall keep printed copies of the said register for such county, city, or borough, and shall deliver such copies of such register, or of any part thereof, to any person applying for the same, upon payment of a price after the rate contained in the table numbered 2, in the schedule (D.)* to this Act annexed: Provided always, that no person shall be entitled to a copy of any part of any register relating to any parish or township without taking or paying for the whole that relates to such parish or township.

Copies of Registers to be printed for Sale.

Assessors and other Officers neglecting to attend when summoned by Revising Barrister, liable to be fined.

50. And be it enacted, That any assessor or collector of taxes, or other officer, or any overseer or overseers of the poor, or other persons having the custody of any poor-rate book for any past year, or any assistant overseer or relieving officer, who shall

* See Appendix.

wilfully refuse or neglect, when duly required by summons under the hand of any revising barrister to attend before such barrister at any court to be holden as aforesaid, according to the exigency of such summons, shall, upon proof before him of the service of such summons, be liable to pay by way of fine for every such offence a sum of money not exceeding five pounds nor less than twenty shillings, to be imposed by and at the discretion of the said barrister holding any such court as aforesaid.

51. And be it enacted, That any overseer of any parish or township who shall wilfully refuse or neglect to make out any list, or who shall wilfully neglect to insert therein the name of any person who shall have given due notice of claim, or who in making out the list of voters for any city or borough shall wilfully and without any reasonable cause omit the name of any person duly qualified to be inserted in such list, or who shall wilfully and without reasonable cause insert in such list the name of any person not duly qualified, or who shall wilfully refuse or neglect to publish any notice or list, or copy of the part of the register of voters relating to his parish or township, at the time and in the manner required by this Act, or who shall wilfully refuse or neglect to deliver to the clerk of the peace the copy of the lists of claimants and of persons objected to, and the copies of the register, as required by this Act, or who shall wilfully refuse or neglect to deliver to the town clerk of the city or borough the copies of the several lists as required by this Act, or who shall wilfully refuse or neglect to attend the court for revising the lists of voters of his parish or township, or to attend any revising barrister when required by any summons as aforesaid, or who shall wilfully refuse or neglect to deliver to the barrister or barristers holding any such court, the several lists to be made out by them as aforesaid, or who shall be wilfully guilty of any other breach of duty in the execution of this Act, shall for every such

Power to
Barristers to
fine Overseers
for Neglect of
Duty.

offence be liable to pay by way of fine a sum of money not exceeding five pounds nor less than twenty shillings, to be imposed by and at the discretion of any barrister holding any court for the revision of any list of the parish or township of such overseer: Provided always, that nothing herein contained as to any fine as aforesaid shall affect or abridge any right of action against any overseer or other person liable to any fine as aforesaid, or any liability such overseer or other person may incur under or by virtue of this Act or the said recited Act.

Fines, to whom payable, and to what Purpose to be applied.

52. And be it enacted, That every revising barrister, when and so often as he shall impose any such fine as aforesaid, shall at the same time in open court, by an order in writing under his hand stating the sum payable for such fine, direct by and to whom and when the same shall be paid, and the person to whom the said sum shall be so ordered to be paid shall receive the same, and in every case where the offence for which the said fine shall have been imposed shall relate to the formation of the register of voters for any county he shall pay over the sum so received by him to the clerk of the peace of the same county, and in every case where such offence shall relate to the formation of the register of voters for any city or borough he shall pay over the sum so received by him to the town clerk of the same city or borough, or to the said secondaries, as the case may require.

Clerk of the Peace and Town Clerk to account for and pay over all Monies received by them.

53. And be it enacted, That the clerk of the peace of every county and the town clerk of every city or borough respectively shall keep an account of all monies to be received by him or them for or on account of the sale of any copies of the register as aforesaid, or for or by way of fine imposed as aforesaid; and the said clerk of the peace shall pay over or account for all such monies received by him to the treasurer of the same county, to be applied in aid of the county rate; and the said town clerk shall

pay over or account for all such monies so received by them to and amongst the overseers of the several parishes and townships within every city or borough; and the share of each parish or township shall be calculated as nearly as may be according to the same relative proportion as the number of persons whose names shall appear in the list of the said parish or township shall bear to the number in all the other lists upon the same register; and the said monies, together with all monies received by any overseers from the sale by them of any lists, shall be paid and applied by the said overseers in aid of the monies collected for the relief of the poor.

54. And be it enacted, that an account of all expenses incurred by any clerk of the peace of any county in carrying into effect the provisions of this Act shall be laid before the justices of the peace at the next quarter sessions after such expenses shall have been incurred, and the said justices of the peace shall make their order upon the treasury of the said county for the payment of such expenses, or such part thereof as they shall allow to the said clerk of the peace, out of the public stock of the said county.

Expenses of
Clerks of the
Peace, how to
be defrayed.

55. And be it enacted, That all the expenses incurred by any town clerk or returning officer of any city or borough in carrying into effect the provisions of this Act, shall be defrayed out of the monies to be collected for the relief of the poor in the several parishes and townships within the same city or borough; and the sum to be contributed by every such parish or township shall be calculated, as nearly as may be, according to the same relative proportion as the number of persons whose names shall appear in the list of the said parish or township shall bear to the number in all the other lists upon the same register; and an account of all the said expenses so incurred, and also an account of the sum to be contributed for defraying the same by each parish or township as aforesaid, shall, as soon

Expenses of
Town Clerks
and Returning
Officers, how
to be defrayed.

as may be after the said expenses shall have been so incurred, be laid before the Common Council or Town Council of the said city or borough, or if there be no such Council in any city or borough, then before the Justices of the Peace at the Quarter Sessions to be holden in and for the county in which the same city or borough is situate; and the said Council or the said Justices respectively shall when they allow the said accounts make and give to the said town clerk a certificate of the total sum allowed by such Council or Justices in respect of the said expenses, and also a certificate of the sum to be paid by and as the contribution of each of the said parishes or townships towards defraying the same; and thereupon it shall be lawful for the overseers of every such parish or township, and they are hereby required, out of the first monies to be collected for the relief of the poor, to pay the sum in such certificate mentioned to be paid by and as the contribution of the said parish or township to the said town clerk.

Meaning of the words "Town Clerk" in certain cases.

56. Provided always, and be it enacted, That throughout this Act the words "town clerk" shall not be understood to mean or apply to the town clerks of the cities of London or Westminster, or to the town clerk of the borough of Southwark, but throughout this Act by the words "town clerk" shall be understood in regard to the city of London the secondaries of the said city, and in regard to the city of Westminster the high bailiff of the said city, and in regard to the borough of Southwark the high bailiff of the said borough.

Expenses of Overseers, how to be defrayed.

57. And be it enacted, That an account of all expenses incurred by the overseers of every parish or township in carrying into effect the provisions of this Act shall be laid before the revising barrister at the court at which the list of voters for such parish or township shall be revised; and the said barrister shall sign and give to the said overseers a certificate of the sum which he shall allow to be

due to them in respect of the said expenses; and it shall be lawful for the said overseers to receive the sum so certified to be due to them from and out of the first monies thereafter to be collected for the relief of the poor in the same parish or township.

58. And be it enacted, That, notwithstanding any thing in the said recited Act contained, it shall not be necessary for or required of any person claiming or upon giving notice of any claim as herein or in the said recited Act mentioned to pay or cause to be paid to the overseer of any parish or township the sum of one shilling, or any other sum; nor shall any notice of claim as aforesaid be invalid by reason of such or any sum not having been paid; and no person whose name shall be upon any register of voters for any city or borough shall be therefore liable to the payment of one shilling annually, or of any other sum on that account.

No Payment necessary by Persons making Claim in Counties;

nor by Persons on Register in Cities and Boroughs.

59. And be it enacted, That every barrister appointed to revise any lists of voters under this Act shall be paid the sum of two hundred guineas, by way of remuneration to him, and in satisfaction of his travelling and other expenses; and every such barrister, after the termination of his last sitting, shall forward his appointment to the Commissioners of her Majesty's Treasury, who shall make an order for the payment of the above sums to every such barrister, and all such sums shall be paid out of the consolidated fund of the United Kingdom of Great Britain and Ireland: Provided always, that in case of any barrister having been appointed under this Act to revise any lists of voters in addition to the barrister or barristers originally appointed, such barrister, instead of the sums above mentioned, shall be paid at the rate of five guineas for every day that he shall be so employed, together with three guineas each day for his travelling and other expenses; and every such last-mentioned barrister, after the termination of his last sitting, shall lay or cause to be laid before the Commissioners of her

Remuneration of Revising Barristers.

Majesty's Treasury his appointment, and a statement of the number of days during which he shall have been so employed ; and the said Commissioners shall make an order for the payment of such sum as shall thereupon appear to be due to every such last-mentioned barrister, and every such sum shall also be paid out of the said consolidated fund, but so that no such barrister shall be entitled to or in any case be paid more than the sum of two hundred guineas.

2. Appeals.

Appeals to be heard by the Court of Common Pleas.

60. And be it enacted, That all appeals or matters of appeal from or in respect of any decision of any revising barrister entertained in manner hereinbefore mentioned shall be prosecuted, heard, and determined in and by her Majesty's Court of Common Pleas at Westminster according to the ordinary rules and practice of that Court with respect to special cases, so far as the same may be applicable, and not inconsistent with the provisions of this Act, or in such manner and form, and subject to such rules and regulations, as the said court from time to time, by any rule or order made for regulating the practice and proceedings in such appeals, shall order and direct.

Barristers to have equal Right of practising with Serjeants.

61. And be it enacted, That for the purposes of this Act, and in all matters relating to such appeals, her Majesty's counsel learned in the law, and all other barristers at law, shall and may, according to their respective rank and seniority, have and exercise equal right and privilege of practising, pleading, and audience in the said court with the serjeants at law ; and that it shall not be lawful for the said court to exclude the parties to any appeal from appearing or being heard by counsel before the said court.

Notice of Appeal to be given by Appellant.

62. And be it enacted, That every appellant who shall intend to prosecute his appeal shall, within

the first four days in the Michaelmas term next after the decision to which such appeal shall relate, transmit to the masters of the said court of Common Pleas the statement in writing so signed by the said revising barrister as aforesaid, and shall also therewith give or send a notice, signed by him, stating therein his intention to prosecute the said appeal, and the said appellant shall also give or send a notice, signed by him, to the respondent in the said appeal, stating his said intention duly to prosecute such appeal in the said court; and one of the masters of the said court, to be nominated for that purpose by the lord chief justice of the said court, shall forthwith enter every appeal of which he shall have received due notice from the appellant as aforesaid in a book to be kept by him for that purpose.

Appeals to be entered in a Book.

63. And be it enacted, That the judges of the said court of Common Pleas shall, as soon as may be after the fourth day of Michaelmas term in every year, make arrangements for hearing the appeals entered as aforesaid, and shall appoint such certain day or days, either in term time or in time of vacation, as they may think fit and necessary, but as early as conveniently may be, for the purpose of hearing and deciding such appeals; and the said judges shall cause public notice to be given of the time and place so appointed by them for that purpose, and of the order in which such appeals will be heard.

Court to give Notice of the Time and Place of hearing Appeals.

64. And be it enacted, That no appeal or matter of appeal whatsoever shall in any case, except where the conduct and direction of the appeal, or of the answer thereto, shall have been given by order of the court of Common Pleas, or of any judge thereof, to any person, be entertained or heard by the said court unless notice shall have been given by the appellant to the masters of the said court at the time and in the manner hereinbefore mentioned; and no appeal shall be heard by

No Appeal to be entertained unless Notice given.

the said court in any case where the said respondent shall not appear, unless the said appellant shall prove that due notice of his intention to prosecute such appeal was given or sent to the said respondent ten days at least before the day appointed for the hearing of such appeal: provided always, that if it shall appear to the said court that there has not been reasonable time to give or send such notice in any case, it shall be lawful for the said court to postpone the hearing of the appeal in such case, as to the court shall seem meet.

No Appeal on Questions of Fact or the Admissibility of Evidence.

Court may remit Case to Revising Barrister to be more fully stated.

Decisions of Court to be final.

Decisions of Court to be notified to the Sheriff or Returning Officer, and Register to be altered conformably.

65. And be it enacted, That no appeal or notice of appeal under this Act shall be received or allowed against any decision of any revising barrister upon any question of fact only, or upon the admissibility or effect of any evidence or admission adduced or made in any case to establish any matter of fact only: provided always, that if the said court shall be of opinion in any case that the statement of the matter of the appeal is not sufficient to enable them to give judgment in law, it shall be lawful for the said court to remit the said statement to the revising barrister by whom it shall have been signed, in order that the case may be more fully stated.

66. And be it enacted, That every judgment or decision of the said court shall be final and conclusive in the case upon the point of law adjudicated upon, and shall be binding upon every committee of the House of Commons appointed for the trial of any petition complaining of an undue election or return of any member or members to serve in parliament.

67. And be it enacted, That whenever by any judgment or order of the said court any decision or order of any revising barrister shall be reversed or altered, so as to require any alteration or correction of the register of voters for any county, or for any city or borough, notice of the said judgment or order of the said court shall be forthwith given by

the said court to the sheriff or returning officer, as the case may be, having the custody of such register, and the said notice shall be in writing under the hand of one of the masters of the said court, and shall specify exactly every alteration or correction to be made, in pursuance of the said judgment or order, in the said register; and such sheriff or returning officer respectively shall, upon the receipt of the said notice, alter or correct the said register accordingly, and shall sign his name against every such alteration or correction in the said register, and shall safely keep and hand over to his successors every such notice received by him from the said court as aforesaid, together with the said register.

68. And be it enacted, That a copy of any order or decision of the said court, such copy purporting to be signed by one of the masters of the said court, shall be sufficient evidence in all cases, without proof of the signature of the said master, and shall have the like force and effect as any entry made in any list or register of voters under this or the said recited Act.

Copies of Decisions on Appeals to be admissible in Evidence.

69. And be it enacted, That no right of voting at any election of a member or members to serve in parliament shall be affected by any appeal pending in the said court at the time of the issuing of the writ for such election, but it shall be lawful for every person to exercise the right of voting at such election as effectually, and every vote tendered thereat shall be as good, as if no such appeal were pending; and that the subsequent decision of any appeal which shall be pending in the said court at the time of the issuing of the writ for any such election shall not in any way whatsoever alter or affect the poll taken at such election, nor the return made thereat by the returning officer.

Appeal pending not to affect Right of Voting.

No Decision after Election to affect the Result of such Election.

70. And be it enacted, That it shall be lawful for the said court to make such order respecting the payment of the costs of any appeal, or of any part

Court of Appeal may give Costs.

of such costs, as to the said court shall seem meet: Provided always that it shall not be lawful for the said court in any case to make any order for costs against or in favour of any respondent or person named as respondent as aforesaid, unless he shall appear before the said court in support of the decision of the revising barrister in question.

Costs and
Fines to be
recovered by
Distress and
Sale of the
Parties' Goods.

No Certiorari
allowed.

71. And be it enacted, That in case any sum of money by the order of any revising barrister as aforesaid directed to be paid by any person by way of fine or for costs, shall not be paid according to the terms of such order, it shall be lawful for any justice of the peace and he is hereby required, upon proof before him that a true copy of the said order hath been served upon or left at the usual place of abode of the person in the said order directed to pay such sum, and that the said sum hath been demanded of such person, and that he hath refused or neglected to pay the same, by warrant under his hand and seal to order the said sum of money, together with the costs of and attending the said warrant, to be levied by distress and sale of the goods and chattels of such person so making default which may be found within the jurisdiction of the said justice; and the overplus, if any, after the said sum of money and costs, and the charges of such distress and sale, are deducted, shall be returned, upon demand, to the owner of the said goods and chattels: Provided, always that no certiorari or other writ or process for the removal of any such order or warrant, or of any order or warrant to be made or issued on account of a false charge of personation in the manner hereinafter provided, or any proceeding thereon respectively, into any of her Majesty's courts at Westminster, shall be allowed or granted.

III. THE FRANCHISE.

THE COUNTY FRANCHISE.

1. *Freeholders.*

10 Hen. VI. Cap. 2.

Certain Things required in him who shall be a Chooser of the Knights of Parliament.

"Item, Whereas at the Parliament holden at Westminster, the morrow of St. Matthew the Apostle, the 8th year of the King that now is, it was ordained by the authority of the same Parliament;"* (3.) 'and therefore our lord the King, willing to make full declaration of the said statute, by the advice and assent aforesaid, and at the special request of the said Commons, hath ordained, That the knights of all counties within the said realm, to be chosen to come to Parliaments hereafter to be holden, shall be chosen in every county *by people dwelling and resiant in the same*, whereof every man shall have freehold to the value of 40s. by the year, at the least, above all charges, within the same county, where any such chooser will meddle of any such election.'

8 H. 6, c. 7.

Repealed as to the residence.
14 G. 3, c. 58.

A.D. 1432.

REFORM ACT (*continued*).

18. And be it enacted, That no person shall be entitled to vote in the election of a knight or knights of the shire or members to serve in any future Parliament for any city or town being a county of itself, in respect of any freehold lands or tenements whereof such person may be seised for his own life, or for the life of another, or for any lives whatsoever, except such person shall be in the actual and *bonâ fide* occupation of such lands or tenements, or except the same shall have come to such person by marriage, marriage settlement, devise, or promotion to any benefice, or to any office, or except the same shall be of the clear yearly value of not less than ten pounds above all rents and charges payable out of or in respect of the same; any statute or usage to the contrary notwithstanding: provided always, that nothing in this Act contained shall prevent any person now seised for his own life, or for the life of another, or for any lives whatsoever, of any freehold lands or tenements in respect of which he now has, or but for the passing of this Act might acquire, the right of voting in such respective elections, from retaining or acquiring

Limitation on the Right of voting for Counties and for Cities being Counties of themselves, in respect of Freeholds for Life.

* Here follows a recital of 8 Hen. 6, c. 8, the preceding statute.

so long as he shall be so seised of the same lands or tenements, such right of voting in respect thereof, if duly registered according to the respective provisions herein-after contained.

3 G. 3, c. 24,
repealed.

72. And whereas doubts have arisen whether the provisions of an Act passed in the third year of the reign of his Majesty King George the Third, intituled "An Act to prevent fraudulent and occasional Votes in Elections of Knights of the Shire, and of Members for Cities and Towns which are Counties of themselves, so far as relates to the Right of Voting by virtue of an Annuity or Rent-charge," are still in force: And whereas the provisions of the said Act have become unnecessary; be it therefore enacted, That the said Act shall be and the same is hereby repealed.

2. Copyholders.

Right of voting
in Counties ex-
tended to Copy-
holders.

19. And be it enacted, That every male person of full age, and not subject to any legal incapacity, who shall be seised at law or in equity of any lands or tenements of copyhold or any other tenure whatever except freehold, for his own life, or for the life of another, or for any lives whatsoever, or for any larger estate, of the clear yearly value of not less than ten pounds over and above all rents and charges payable out of or in respect of the same, shall be entitled to vote in the election of a knight or knights of the shire to serve in any future Parliament for the county, or for the riding, parts, or division of the county, in which such lands or tenements shall be respectively situate.

3. Leaseholders and Occupiers.

Right of voting
in Counties
extended to
Leaseholders
and Occupiers
of premises of
certain value
above charges.

20. And be it enacted, That every male person of full age, and not subject to any legal incapacity, who shall be entitled, either as lessee or assignee, to any lands or tenements, whether of freehold or of any other tenure whatever, for the unexpired residue, whatever it may be, of any term originally created for a period of not less than sixty years (whether determinable on a life or lives, or not), of the clear yearly value of not less than ten pounds over and above all rents and charges payable out of or in respect of the same, or for the unexpired residue, whatever it may be, of any term originally

created for a period of not less than twenty years (whether determinable on a life or lives, or not), of the clear yearly value of not less than fifty pounds over and above all rents and charges payable out of or in respect of the same, or who shall occupy as tenant any lands or tenements for which he shall be *bonâ fide* liable to a yearly rent of not less than fifty pounds, shall be entitled to vote in the election of a knight or knights of the shire to serve in any future parliament for the county, or for the riding, parts, or division of the county in which such lands or tenements shall be respectively situate: Provided always, that no person, being only a sub-lessee, or the assignee of any underlease, shall have a right to vote in such election in respect of any such term of sixty years or twenty years as aforesaid, unless he shall be in the actual occupation of the premises.

73. And whereas by the said first-recited Act it is enacted, That "every male person of full age, and not subject to any legal incapacity, who shall occupy as tenant any lands or tenements for which he shall be *bonâ fide* liable to a yearly rent of not less than fifty pounds, shall be entitled to vote in the election of a knight or knights of the shire to serve in any future parliament for the county, or for the riding, parts, or division of the county in which such lands or tenements shall be respectively situate:" And whereas it is also thereby enacted, that "no person shall be so registered in any year in respect of any lands and tenements held by him as such occupier and tenant as aforesaid unless he shall have been in the actual possession thereof for twelve calendar months next previous to the last day of July in such year;" be it declared and enacted, That the lands and tenements in respect of the occupation of which at a yearly rent of not less than fifty pounds any person shall be so entitled to be registered in any year, and to vote in the election of knight or knights of the shire as aforesaid, shall not be required to be the same lands and tenements, but may be different lands and tenements, rented and occupied as aforesaid in immediate succession by such person during the twelve calendar months next previous to the last day of July in such year; and that where any such

Right of
Voting in
Counties by
Occupiers of
not less than
50*l*.

Successive Oc-
cupation.

Joint Occu-
piers may vote

lands and tenements shall be jointly rented and occupied by more persons than one, each of such joint occupiers shall be entitled to be registered and vote in such election as last aforesaid in respect of the lands and tenements so jointly rented and occupied, in case the yearly rent for which they shall be *bonâ fide* liable in respect of such lands and tenements shall be of an amount which, when divided by the number of such occupiers, shall give a *bonâ fide* rent of not less than fifty pounds for each and every such occupier, but not otherwise.

What not to be deemed charges.

21. And be it declared and enacted, That no public or parliamentary tax, nor any church rate, county rate, or parochial rate, shall be deemed to be any charge payable out of or in respect of any lands or tenements within the meaning of this Act.

County Voters need not be assessed to the Land Tax.

22. And be it enacted, That in order to entitle any person to vote in any election of a knight of the shire or other member to serve in any future Parliament, in respect of any messuages, lands, or tenements, whether freehold or otherwise, it shall not be necessary that the same shall be assessed to the land tax; any statute to the contrary notwithstanding.

Provision as to Trustees and Mortgagees.

23. And be it enacted, That no person shall be allowed to have any vote in the election of a knight or knights of the shire for or by reason of any trust estate or mortgage, unless such trustee or mortgagee be in actual possession or receipt of the rents and profits of the same estate, but that the mortgagor or cestuique trust in possession shall and may vote for the same estate, notwithstanding such mortgage or trust.

Provision as to Trust and Mortgage Estates.

74. And whereas by the said first-recited Act it is enacted, "That no person shall be allowed to have any vote in the election of a knight or knights of the shire, for or by reason of any trust estate or mortgage, unless such trustee or mortgagee be in actual possession or receipt of the rents and profits of the same estate, but that the mortgagor or cestui que trust in possession shall and may vote for the same, notwithstanding such mortgage or trust:" And whereas it is thereby enacted, "That no person shall be registered in any year in respect of his

estate or interest in any lands or tenements as freeholder, copyholder, customary tenant, or tenant in ancient demesne, unless he shall be in actual possession or in receipt of the rents and profits thereof to his own use for six calendar months at least previous to the last day of July in such year." And whereas doubts have arisen as to the true intent and meaning of the said first-mentioned enactment in certain cases; be it therefore declared and enacted, That no mortgagee of any lands or tenements shall have any vote in the election of a knight or knights of the shire, or in the election of a member or members to serve in any future parliament for any city or borough in which freeholders now have a right to vote, for or by reason of any mortgage estate therein, unless he be in the actual possession or receipt of the rents and profits thereof, but that the mortgagor in actual possession or in receipt of the rents and profits thereof shall and may vote for the same, notwithstanding such mortgage; and that no trustee of any lands or tenements shall in any case have a right to vote in any such election for or by reason of any trust estate therein, but that the cestuique trust in actual possession or in the receipt of the rents and profits thereof, though he may receive the same through the hands of the trustee, shall and may vote for the same, notwithstanding such trust.

24. And be it enacted, That notwithstanding any thing hereinbefore contained, no person shall be entitled to vote in the election of a knight or knights of the shire to serve in any future Parliament in respect of his estate or interest as a freeholder in any house, warehouse, counting-house, shop, or other building occupied by himself, or in any land occupied by himself together with any house, warehouse, counting-house, shop, or other building, such house, warehouse, counting-house, shop, or other building being, either separately or jointly with the land so occupied therewith, of such value as would, according to the provisions hereinafter contained, confer on him the right of voting for any city or borough,

No Person to vote for a County in respect of certain Copyholds and Leaseholds in a Borough.

whether he shall or shall not have actually acquired the right to vote for such city or borough in respect thereof.

25. And be it enacted, That notwithstanding any thing hereinbefore contained no person shall be entitled to vote in the election of a knight or knights of the shire to serve in any future parliament in respect of his estate or interest as a copyholder or customary tenant, or tenant in ancient demesne, holding by copy of court roll, or as such lessee or assignee, or as such tenant and occupier as aforesaid, in any house, warehouse, counting-house, shop, or other building, or in any land occupied together with a house, warehouse, counting-house, shop, or other building, such house, warehouse, counting-house, shop, or other building, being, either separately or jointly with the land so occupied therewith, of such value as would, according to the provisions herein-after contained, confer on him or on any other person, the right of voting for any city or borough, whether he or any other person shall or shall not have actually acquired the right to vote for such city or borough in respect thereof.

Possession for a certain time, and Registration, essential to the right of voting for a County.

26. And be it enacted, That notwithstanding any thing hereinbefore contained, no person shall be entitled to vote in the election of a knight or knights of the shire to serve in any future parliament, unless he shall have been duly registered according to the provisions herein-after contained; and that no person shall be so registered in any year in respect of his estate or interest in any lands or tenements as a freeholder, copyholder, customary tenant, or tenant in ancient demesne, unless he shall have been in the actual possession thereof, or in the receipt of the rents and profits thereof for his own use, for six calendar months at least next previous to the last day of July in such year, which said period of six calendar months shall be sufficient, any statute to the contrary notwithstanding; and that no person shall be so registered in any year, in respect of any lands or tenements held by him as such lessee or assignee, or as such occupier and tenant as aforesaid, unless he shall have been in the actual possession thereof, or in the receipt of the rents and profits thereof for his own use, as the case may require, for twelve calendar months next previous to the last day of July in such year: provided always, that where any lands or tenements, which would otherwise entitle the owner, holder, or occupier thereof to vote in any such election, shall come to any person, at any time within such respective periods of six or twelve calendar months, by descent, succession, marriage, marriage settlement, devise, or promotion to any benefice in a church, or by promotion to any office, such person shall be entitled in respect thereof to have his name inserted as a voter in the election of a knight or knights of the shire

Exception in case of Property coming by descent, &c.

in the lists then next to be made by virtue of this Act as herein-after mentioned, and, upon his being duly registered according to the provisions herein-after contained, to vote in such election.

THE FRANCHISE IN CITIES AND BOROUGHES.

27. And be it enacted, That in every city or borough which shall return a member or members to serve in any future Parliament, every male person of full age, and not subject to any legal incapacity, who shall occupy, within such city or borough, or within any place sharing in the election for such city or borough, as owner or tenant, any house, warehouse, counting-house, shop, or other building, being either separately, or jointly with any land within such city, borough, or place occupied therewith by him as owner, or occupied therewith by him as tenant under the same landlord, of the clear yearly value of not less than ten pounds, shall, if duly registered according to the provisions herein-after contained, be entitled to vote in the election of a member or members to serve in any future Parliament for such city or borough: Provided always, that no such person shall be so registered in any year unless he shall have occupied such premises as aforesaid for twelve calendar months next previous to the last day of July in such year, nor unless such person, where such premises are situate in any parish or township in which there shall be a rate for the relief of the poor, shall have been rated in respect of such premises to all rates for the relief of the poor in such parish or township made during the time of such his occupation so required as aforesaid, nor unless such person shall have paid on or before the twentieth day of July in such year all the poor's rates and assessed taxes which shall have become payable from him in respect of such premises previously to the sixth day of April then next preceding: Provided also, that no such person shall be so registered in any year unless he shall have resided for six calendar months next previous to the last day of July in such year within the city or borough, or within the place sharing in the election for the city or borough, in respect of which city, borough, or place respectively he shall be entitled to vote, or within seven statute miles thereof or of any part thereof.

Right of voting in Boroughs to be enjoyed by Occupiers of Houses, &c. of the annual value of 10*l*.

No Occupier to vote unless rated to the Poor Rate.

Rates and Assessed Taxes must be paid.

Residence also required.

28. And be it enacted, That the premises in respect of the occupation of which any person shall be entitled to be registered in any year, and to vote in the election for any city or borough as aforesaid, shall not be required to be the same premises, but may be different premises occupied in immediate succession by such person during the twelve calendar

Provision as to Premises occupied in succession.

months next previous to the last day of July in such year, such person having paid, on or before the twentieth day of July in such year, all the poor's rates and assessed taxes which shall previously to the sixth day of April then next preceding have become payable from him in respect of all such premises so occupied by him in succession.

As to joint
Occupiers.

29. And be it enacted, That where any premises as aforesaid, in any such city or borough, or in any place sharing in the election therewith, shall be jointly occupied by more persons than one as owners or tenants, each of such joint occupiers shall, subject to the conditions herein-before contained as to persons occupying premises in any such city, borough, or place, be entitled to vote in the election for such city or borough, in respect of the premises so jointly occupied, in case the clear yearly value of such premises shall be of an amount which, when divided by the number of such occupiers, shall give a sum of not less than ten pounds for each and every such occupier, but not otherwise.

Occupiers may
demand to be
rated.

30. And be it enacted, That in every city or borough which shall return a member or members to serve in any future Parliament, and in every place sharing in the election for such city or borough, it shall be lawful for any person occupying any house, warehouse, counting-house, shop, or other building, either separately, or jointly with any land occupied therewith by him as owner, or occupied therewith by him as tenant under the same landlord, in any parish or township in which there shall be a rate for the relief of the poor, to claim to be rated to the relief of the poor in respect of such premises, whether the landlord shall or shall not be liable to be rated to the relief of the poor in respect thereof; and upon such occupier so claiming and actually paying or tendering the full amount of the rate or rates, if any, then due in respect of such premises, the overseers of the parish or township in which such premises are situate are hereby required to put the name of such occupier upon the rate for the time being; and in case such overseers shall neglect or refuse so to do such occupier shall nevertheless for the purposes of this Act be deemed to have been rated to the relief of the poor in respect of such premises from the period at which the rate shall have been made in respect of which he shall have so claimed to be rated as aforesaid: Provided always, that where by virtue of any Act of Parliament the landlord shall be liable to the payment of the rate for the relief of the poor in respect of any premises occupied by his tenant, nothing herein contained shall be deemed to vary or discharge the liability of such landlord; but that in case the tenant who shall have been rated for such premises in consequence of any such claim as aforesaid shall make default in

the payment of the poor's rate due in respect thereof, such landlord shall be and remain liable for the payment thereof in the same manner as if he alone had been rated in respect of the premises so occupied by his tenant.

75. And whereas by the said first-recited Act it is enacted, That in every city or borough which shall return a member or members to serve in any future Parliament, every male person of full age, and not subject to any legal incapacity, who shall occupy within such city or borough, or within any place sharing in the election for such city or borough, as owner or tenant, any house, warehouse, counting-house, shop, or other building, being, either separately or jointly with any land within such city, borough, or place, occupied therewith by him as tenant under the same landlord, of the clear yearly value of not less than ten pounds, shall, if duly registered according to the provisions therein-after contained, be entitled to vote in the election of a member or members to serve in any future Parliament for such city or borough; and it is also provided, that no such person shall be so registered in any year unless he shall have occupied such premises as aforesaid for twelve calendar months next previous to the last day of July in such year, nor unless such person, where such premises are situate in any parish or township in which there shall be a rate for the relief of the poor, shall have been rated in respect of such premises to all rates for the relief of the poor in such parish or township made during the time of such his occupation so required as aforesaid, nor unless such person shall have paid on or before the twentieth day of July in such year all the poor's rates and assessed taxes which shall have become payable from him in respect of such premises previously to the sixth day of April then next preceding: And whereas doubts have arisen how far any misnomer or inaccurate or insufficient description in a rate of of the person occupying any such premises as in

Right of
Voting in
Boroughs by
Occupiers of
Houses, &c.
of the annual
value of 10*l*.

Not to vote
unless rated to
the Poor Rate.

Inaccurate
Description in
Rate not to
prevent per-
sons being
registered.

the said recited Act are mentioned, or any inaccurate description of the premises so occupied, has the effect of preventing any such person from being registered and entitled to vote in respect of such premises in any year; be it therefore declared and enacted, That where any person shall have occupied such premises as in the said recited Act are mentioned for twelve calendar months next previous to the last day of July in any year, and such person being the person liable to be rated for such premises shall have been *bond fide* called upon to pay in respect of such premises all rates made for the relief of the poor in such parish or township during the time of such his occupation so required as aforesaid, and such person shall have *bond fide* paid, on or before the twentieth day of July in such year, all sums of money which he shall have been called upon to pay as rates in respect of such premises for one year previously to the sixth day of April then next preceding, such person shall be considered as having been rated and paid all rates in respect of such premises within the meaning of the said recited Act, and be entitled to be registered in respect of the same in any year, any misnomer or inaccurate or insufficient description in any rate of the person so occupying or of the premises occupied notwithstanding.

Provision as to Freeholders voting for Cities and Towns being Counties of themselves. 31. And be it enacted, That in every city or town being a county of itself, in the election for which freeholders or burgage tenants, either with or without any superadded qualifications, now have a right to vote, every such freeholder or burgage tenant shall be entitled to vote in the election of a member or members to serve in all future Parliaments for such city or town, provided he shall be duly registered according to the provisions hereinafter contained; but that no such person shall be so registered in any year in respect of any freehold or burgage tenement, unless he shall have been in the actual possession thereof, or in the receipt of the rents and profits thereof, for his own use, for twelve calendar months next previous to the last day of July in such year (except where the same shall have come to him, at any time within such twelve months, by descent, succession, marriage, mar-

riage settlement, devise, or promotion to any benefice in a church or to any office), nor unless he shall have resided for six calendar months next previous to the last day of July in such year within such city or town, or within seven statute miles thereof, or of any part thereof: Provided always, that nothing in this enactment contained shall be deemed to vary or abridge the provisions hereinbefore made relative to the right of voting for any city or town being a county of itself, in respect of any freehold for life or lives: Provided also, That every freehold or burgage tenement which may be situate without the present limits of any such city or town being a county of itself, but within the limits of such city or town as the same shall be settled and described by the Act to be passed for that purpose as hereinbefore mentioned, shall confer the right of voting in the election of a member or members to serve in any future Parliament for such city or town in the same manner as if such freehold or burgage tenement were situate within the present limits thereof.

To extend to Freeholds within the new Boundaries.

32. And be it enacted, That every person who would have been entitled to vote in the election of a member or members to serve in any future Parliament for any city or borough not included in the Schedule marked (A.)* to this Act annexed, either as a burgess or freeman, or in the city of London as a freeman and liveryman, if this Act had not been passed, shall be entitled to vote in such election, provided such person shall be duly registered according to the provisions hereinafter contained; but that no such person shall be so registered in any year, unless he shall, on the last day of July in such year, be qualified in such manner as would entitle him then to vote if such day were the day of election, and this Act had not been passed, nor unless, where he shall be a burgess or freeman or freeman and liveryman of any city or borough, he shall have resided for six calendar months next previous to the last day of July in such year within such city or borough, or within seven statute miles from the place where the poll for such city or borough shall heretofore have been taken, nor unless, where he shall be a burgess or freeman of any place sharing in the election for any city or borough, he shall have resided for six calendar months next previous to the last day of July in such year within such respective place so sharing as aforesaid, or within seven statute miles of the place mentioned in conjunction with such respective place so sharing as aforesaid and named in the second column of the Schedule marked (E. 2.)* to this Act annexed: Provided always, that no person who shall have been elected, made, or admitted a burgess or freeman since the first day of March 1831, otherwise than in respect of birth or servitude, or who shall hereafter be elected, 1831.

Freemen not to vote in Boroughs, unless resident, &c.

Exclusion of Freemen created since the 1st of March, 1831.

* See Appendix.

- Exception.** made, or admitted a burgess or freeman otherwise than in respect of birth or servitude. shall be entitled to vote as such in any such election for any city or borough as aforesaid, or to be so registered as aforesaid: Provided also, that no person shall be so entitled as a burgess or freeman in respect of birth unless his right be originally derived from or through some person who was a burgess or freeman, or entitled to be admitted a burgess or freeman, previously to the first day of March in the year 1831, or from or through some person who since that time shall have become or shall hereafter become a burgess or freeman in respect of servitude:—Provided also, that every person who would have been entitled, if this Act had not been passed, to vote as a burgess or freeman of Swansea, Loughor, Neath, Aberavon, and Kenfig, in the election of a member to serve in any future Parliament for the borough of Cardiff, shall cease to vote in such election, and shall instead thereof be entitled to vote as such burgess or freeman in the election of a member to serve in all future Parliaments for the borough composed of the towns of Swansea, Loughor, Neath, Aberavon, and Kenfig, subject always to the provisions hereinbefore contained with regard to a burgess or freeman of any place sharing in the election for any city or borough.
- Provision as to the Freemen of Swansea, Loughor, Neath, Aberavon, and Kenfig.** 34. And be it enacted, That every person now having a right to vote for the borough of New Shoreham, or of Cricklade, Aylesbury, or East Retford respectively, in respect of any freehold, wheresoever the same may be situate, shall retain such right of voting, subject always to the same provisions as are herein-before mentioned with regard to persons whose right of voting for any borough is saved and reserved by this Act, save and except that such persons now having a right to vote for the borough of New Shoreham, or of Cricklade, Aylesbury, or East Retford respectively, shall not be registered in any year unless they shall have resided for six calendar months next previous to the last day of July in such year within the borough of New Shoreham, or of Cricklade, Aylesbury, or East Retford respectively, as defined by this Act, or within seven statute miles of such respective borough or of any part thereof; and that for the purpose of the registration herein-after required all persons now having a right to vote for the borough of New Shoreham, in respect of any freeholds which may be situate in the borough of Horsham, or for the borough of Cricklade in respect of any freeholds which may be situate in the borough of Malmsbury, as such boroughs of Horsham or Malmsbury may respectively be defined by the Act to be passed for that purpose as herein-before mentioned, shall be inserted in the list of voters herein-after directed to be made by the overseers of that parish or town-
- Provision as to Persons now entitled to vote for New Shoreham, Cricklade, Aylesbury, or East Retford in respect of Freeholds.**

ship within the borough of New Shoreham or the borough of Cricklade respectively, as defined by this Act, which shall be next adjoining to the parish or township in which such freeholds shall respectively be situate; and if the parish or township in which any such freeholds shall be situate shall adjoin two or more parishes or townships within either of the said boroughs of New Shoreham or Cricklade, the persons so having a right to vote in respect of such freeholds shall be inserted in the list of voters to be made by the overseers of the least populous of such adjoining parishes or townships, according to the last census for the time being.

76. And whereas doubts have arisen as to the measurement of the distance of seven statute miles in the said first-recited Act mentioned and therein prescribed, as to the residence of voters for any city or borough; be it therefore declared and enacted, That the said distance shall be understood to be the distance of seven miles as measured in a straight line on the horizontal plane from the point within any city or borough or place sharing in the election therewith from which such distance is to be measured, according to the directions in that behalf in the said Act: Provided always, that in cases where there is now or shall hereafter be a map of any city or borough, and of the country surrounding the same, drawn or published under the authority and direction of the principal officers of her Majesty's ordnance, such distance may be measured and determined by the said map.

How Distances to be measured.

77. And whereas doubts have arisen whether, in order to entitle any person to vote for the borough of New Shoreham, or of Cricklade, Aylesbury, or East Retford respectively, in respect of any freehold messuages, lands, or tenements therein situate, it is necessary that the same should be assessed to the land tax; be it therefore declared and enacted, That in order to entitle any person to vote in any election of members to serve in Parliament in respect of any freehold messuages, lands or tenements situate within the borough of New Shoreham, Cricklade, Aylesbury, or East Retford respectively

Freeholders in New Shoreham, Cricklade, &c., need not be assessed to Land Tax.

it shall not be necessary that the same shall be assessed to the land tax, any statute to the contrary notwithstanding.

Reservation of
other Rights
of voting in
Boroughs.

33. And be it enacted, That no person shall be entitled to vote in the election of a member or members to serve in any future Parliament for any city or borough, save and except in respect of some right conferred by this Act, or as a burgess or freeman, or as a freeman and liveryman, or, in the case of a city or town being a county of itself, as a freeholder or burgage tenant, as hereinbefore mentioned: Provided always, that every person now having right to vote in the election for any city or borough (except those enumerated in the said Schedule (A)*) in virtue of any other qualification than as a burgess or freeman, or as a freeman and liveryman, or, in the case of a city or town being a county of itself, as a freeholder or burgage tenant, as hereinbefore mentioned, shall retain such right of voting so long as he shall be qualified as an elector according to the usages and customs of such city or borough, or any law now in force, and such person shall be entitled to vote in the election of a member or members to serve in any future Parliament for such city or borough, if duly registered according to the provisions hereinafter contained; but that no such person shall be so registered in any year unless he shall, on the last day of July in such year, be qualified as such elector in such manner as would entitle him then to vote if such day were the day of election and this Act had not been passed, nor unless such person, where his qualification shall be in any city or borough, shall have resided for six calendar months next previous to the last day of July in such year within such city or borough, or within seven statute miles from the place where the poll for such city or borough shall heretofore have been taken, nor unless such person, where his qualification shall be within any place sharing in the election for any city or borough, shall have resided for six calendar months next previous to the last day of July in such year within such respective place so sharing as aforesaid, or within seven statute miles of the place mentioned in conjunction with such respective place so sharing as aforesaid, and named in the second column of the Schedule marked (E. 2.)* to this act annexed: Provided nevertheless, that every such person shall for ever cease to enjoy such right of voting for any such city or borough as aforesaid if his name shall have been omitted for two successive years from the register of such voters for such city or borough hereinafter directed to be made, unless he shall have been so omitted in consequence of his

Residence, &c.
required.

* See Appendix,

having received parochial relief within twelve calendar months next previous to the last day of July in any year, or in consequence of his absence on the naval or military service of his Majesty.

78. And whereas by the said first-recited Act it is enacted and provided, that every person then having a right to vote in the election for any city or borough in virtue of any other qualification than as a burgess or freeman, or as a freeman and liveryman, or as a freeholder or burgage tenant, as therein mentioned, shall retain such right of voting so long as he shall be qualified as an elector, according to the usages and customs of such city or borough, or any law then in force, and that such person shall be entitled to vote in the election of a member or members to serve in Parliament for such city or borough, if duly registered according to the provisions in the said Act in that behalf contained; and it is thereby further provided, nevertheless, that every such person shall for ever cease to enjoy such right of voting for any such city or borough as aforesaid if his name shall have been omitted from the register of such voters under certain circumstances therein and herein after specified: And whereas doubts have arisen as to the intent and meaning of the words the "register of such voters" in such last-mentioned provision; be it therefore declared and enacted, That every such person shall for ever cease to enjoy such right of voting in virtue of any other qualification than as a burgess or freeman, or as a freeman and liveryman, or as a freeholder or burgage tenant as aforesaid, if his name shall for two successive years not have been inserted or appear in the register of voters for such city or borough in respect of such other qualifications (notwithstanding the name of such person may appear in such register for both or either of the same two successive years in respect of some qualification of a different nature), unless the name of such person in any such year shall not have been

When certain Rights of Voting in Boroughs are retained.

inserted as aforesaid or have been omitted by reason or in consequence of his having received parochial relief within twelve calendar months next previous to the last day of July in the same year, or by reason or in consequence of his absence on the naval and military service of her Majesty.

IV. THE ELECTION.

Register to be conclusive Evidence of the Voter's retaining the same Qualification.

79. And be it enacted, That at every future election for a member or members to serve in Parliament for any county, city, or borough, the register of voters so made as aforesaid shall be deemed and taken to be conclusive evidence that the persons therein named continue to have the qualifications which are annexed to their names respectively in the register in force at such election: provided always, that it shall not be lawful for any person to vote at any election for a member or members for any county where the qualification annexed to the name of such person shall have appeared annexed to his name in the preceding register, and such person, on the last day of July in the year in which such register so in force was formed, shall have ceased to have such qualification, or shall not have retained so much thereof as would have entitled him to have had his name inserted in such register: provided also, that no person shall be entitled to vote at any future election for a member or members to serve in Parliament for any city or borough, unless he shall, ever since the thirty-first day of July in the year in which his name was inserted in the register of voters then in force, have resided and at the time of voting shall continue to reside within the city or borough, or place sharing in the election for the city or borough, in the election for which he shall claim to be entitled to vote, or within the distance thereof required by the said recited Act to entitle such person to be registered in any year.

Proviso.
In Cities and Boroughs, a continued Residence required to the time of Polling.

80. And whereas by the said first-recited Act it is enacted, That certain questions might be put to every voter at the time of his tendering his vote in any election: and whereas it is expedient that all the provisions contained in the said recited Act touching and concerning the said questions, and administering and taking of any oath at the time of polling, shall be repealed, and other provisions be enacted in lieu thereof; be it therefore enacted, That the said provisions shall be and the same are hereby repealed.

Clause as to putting Questions at the Poll repealed.

81. And be it enacted, That in all elections whatever of a member or members to serve in Parliament for any county, riding, parts or division of a county, or for any city or borough in England or Wales, or the town of Berwick-upon-Tweed, no inquiry shall be permitted at the time of polling as to the right of any person to vote, except only as follows: (that is to say), that the returning officer or his respective deputy shall, if required on behalf of any candidate, put to any voter at the time of his tendering his vote, and not afterwards, the following questions, or either of them:

No Inquiry at time of Election, except as to Identity of the Voter, and whether he has already voted.

1. Are you the same person whose name appears as *A.B.* on the register of voters now in force for the county of [or for the riding, parts, or division of the county of], or for the city [or borough] of [as the case may be]?
2. Have you already voted, either here or elsewhere, at this election for the county of [or for the riding, parts, or division of the county of], or for the city [or borough] of [as the case may be]?

And if any person shall wilfully make a false answer to either of the questions aforesaid he shall be deemed guilty of a misdemeanour, and shall and

may be indicted and punished accordingly ; and the returning officer or his deputy, or a commissioner or commissioners to be for that purpose by law appointed, shall, if required on behalf of any candidate at the time aforesaid, administer an oath to any voter in the following form :

Oath to be taken, if required.

‘ You do swear [or affirm, *as the case may be*],
 ‘ that you are the same person whose name appears
 ‘ as *A.B.* on the register of voters now in force for
 ‘ the county of or for the riding, parts,
 ‘ or division of the county of or for the
 ‘ city or borough of [*as the case may be*], and
 ‘ and that you have not before voted, either here or
 ‘ elsewhere, at the present election for the county
 ‘ of [or for the riding, parts, or
 ‘ division of the county of] or for the city or
 ‘ borough of [*as the case may be*].
 ‘ So help you GOD.’

No other Oath to be taken.

82. And be it enacted, That, save as aforesaid, it shall not be lawful to require any voter at any election whatever of a member or members to serve in Parliament to take any oath or affirmation, either in proof of his freehold, or of his residence, age, or other qualification or right to vote, any law or statute, local or general, to the contrary notwithstanding ; nor to reject any vote tendered at such election by any person whose name shall be upon the register of voters in force for the time being, except by reason of its appearing to the returning officer or his deputy, upon putting such questions as aforesaid, or either of them, that the person so claiming to vote is not the same person whose name appears on such register as aforesaid, or that he had previously voted at the same election, or except by reason of such person refusing to answer the said questions or either of them, or to take the said oath, or make the said affirmation, or to take or make the oath or affirmation against bribery ; and no scrutiny shall be allowed.

hereafter be allowed by or before any returning officer with regard to any vote given or tendered at any such election ; any law, statute, or usage to the contrary notwithstanding.

83. And be it enacted, That if at any election of a member or members to serve in Parliament for any county, city, or borough, any person shall knowingly personate and falsely assume to vote in the name of any other person whose name appears on the register of voters then in force for any such county, city, or borough, whether such other person shall then be living or dead, or if the name of the said other person be the name of a fictitious person, every such person shall be guilty of a misdemeanor, and on being convicted thereof shall be punished by imprisonment for a term not exceeding two years, together with hard labour.

Persons personating Voters to be guilty of a misdemeanor.

84. And be it enacted, That every person who shall aid, abet, counsel, or procure the commission of any such last-mentioned misdemeanor, shall be liable to be indicted and punished as a principal offender.

Aiders and Abettors to be punished as Principals.

85. And for the more effectual detection of the personation of voters at elections, Be it enacted, That it shall be lawful for any candidate, at any election of a member or members to serve in parliament for any county, city, or borough, previous to the time fixed for taking the poll at such election, to nominate and appoint an agent or agents on his behalf to attend at each or any of the booths appointed for taking the poll at such election, for the purpose of detecting personation ; and such candidate shall give notice in writing to the returning officer, or his respective deputy, of the name and address of the person or persons so appointed by him to act as agents for such purpose ; and thereupon it shall be lawful for every such agent to attend during the time of polling at the booth or booths for which he shall have been so appointed.

Agents may be appointed by Candidates to detect Personation at the time of Polling.

86. And be it enacted, that if at the time any Returning

Officer may order Persons charged with Personation to be taken into Custody.

Vote not to be rejected if Questions answered in the Affirmative.

Persons charged with Personation to be taken before Two Justices.

Bail to be taken in certain cases.

person tenders his vote at such election, or after he has voted, and before he leaves the polling booth, any such agent so appointed as aforesaid shall declare to the returning officer, or his respective deputy, presiding therein, that he verily believes, and undertakes to prove, that the said person so voting is not in fact the person in whose name he assumes to vote, or to the like effect, then and in every such case it shall be lawful for the said returning officer, or his said deputy, and he is hereby required, immediately after such person shall have voted, by word of mouth to order any constable or other peace officer to take the said person so voting into his custody, which said order shall be a sufficient warrant and authority to the said constable or peace officer for so doing: provided always, that nothing herein contained shall be construed or taken to authorize any returning officer, or his deputy, to reject the vote of any person who shall answer in the affirmative the questions authorized by this Act to be put to him at the time of polling, and shall take the oaths or make the affirmations authorized and required of him; but the said returning officer, or his deputy, shall cause the words, "protested against for personation," to be placed against the vote of the person so charged with personation when entered in the poll book.

87. And be it enacted, that every such constable or peace officer shall take the person so in his custody, at the earliest convenient time, before some two justices of the peace acting in and for the county, city, or borough within which the said person shall have so voted as aforesaid: provided always, that in case the attendance of two such justices as aforesaid cannot be procured within the space of three hours after the close of the poll on the same day on which such person shall have been so taken into custody, it shall be lawful for the said constable or peace officer, and he is hereby required, at the request of such person so in his

custody, to take him before any one justice of the peace acting as aforesaid, and such justice is hereby authorized and required to liberate such person on his entering into a recognizance, with one sufficient surety, conditioned to appear before any two such justices as aforesaid, at a time and place to be specified in such recognizance, to answer the said charge; and if no such justice shall be found within four hours after the closing of the said poll, then such person shall forthwith be discharged from custody: Provided also, That if in consequence of the absence of such justices as aforesaid, or for any other cause, the said charge cannot be inquired into within the time aforesaid, it shall be lawful nevertheless for any two such justices as aforesaid to inquire into the same on the next or on some other subsequent day, and, if necessary, to issue their warrant for the apprehension of the person so charged.

88. And be it enacted, That if on the hearing of the said charge the said two justices shall be satisfied, upon the evidence on oath of not less than two credible witnesses, that the said person so brought before them has knowingly personated and falsely assumed to vote in the name of some other person within the meaning of this Act, and is not in fact the person in whose name he voted, then it shall be lawful for the said two justices to commit the said offender to the gaol of the county, city, or borough within which the offence was committed, to take his trial according to law and to bind over the witnesses in their respective recognizances to appear and give evidence on such trial as in the case of other misdemeanors.

If Justices are satisfied that the Person charged has been guilty of Personation, they are to commit him for Trial.

89. And be it enacted, That if the said justices shall on the hearing of the said charge be satisfied that the said person so charged with personation is really and in truth the person in whose name he voted, and that the charge of personation has been made against him without reasonable or just cause,

If Justices are satisfied that the Charge is unfounded, they are to order Com-pensation.

or if the agent so declaring as aforesaid, or some one on his behalf, shall not appear to support such charge before the said justices, then it shall be lawful for the said justices and they are hereby required to make an order in writing under their hands, on the said agent so declaring as aforesaid, to pay to the said person so falsely charged, if he shall consent to accept the same, any sum not exceeding the sum of ten pounds nor less than five pounds, by way of damages and costs; and if the said sum shall not be paid within twenty-four hours after such order shall have been made, then the same shall be levied, by warrant under the hand and seal of any justice of the peace acting as aforesaid, by distress and sale of the goods and chattels of the said agent; and in case no sufficient goods or chattels of the said agent can be found on which such levy can be made, then the same shall be levied in like manner on the goods and chattels of the candidate by whom such agent was so appointed to act; and in case the said sum shall not be paid or levied in the manner aforesaid, then it shall be lawful for the said person to whom the said sum of money was so ordered to be paid to recover the same from the said agent or candidate, with full costs of suit, in an action of debt to be brought in any one of her Majesty's superior courts of record at Westminster: Provided always that if the person so falsely charged shall have declared to the said justices his consent to accept such sum as aforesaid by way of damages and costs, and if the whole amount of the sum so ordered to be paid shall have been paid or tendered to such person, in every such case, but not otherwise, the said agent, candidate, and every other person shall be released from all actions or other proceedings, civil or criminal, for or in respect of the said charge and apprehension.

If Party falsely charged accepts Compensation, no action to be brought.

Sheriffs and Returning Officers to pro-

90. And be it enacted, That it shall and may be lawful for the high sheriff of any county, and for the mayor or returning officer of any city or borough,

and he and they are hereby required, for the purpose of providing a sufficient attendance of constables or peace officers in each booth at the different polling places within their respective counties, cities, or boroughs.

59. Provided always, and be it enacted, That any person whose name shall have been omitted from any register of voters in consequence of the decision of the barrister who shall have revised the lists from which such register shall have been formed may tender his vote at any election at which such register shall be in force, stating at the time the name or names of the candidate or candidates for whom he tenders such vote, and the returning officer or his deputy shall enter upon the poll book every vote so tendered, distinguishing the same from the votes admitted and allowed at such election.

60. Provided also, and be it enacted, that upon petition to the House of Commons, complaining of an undue election or return of any member or members to serve in Parliament, any petitioner, or any person defending such election or return, shall be at liberty to impeach the correctness of the register of voters in force at the time of such election, by proving that in consequence of the decision of the barrister who shall have revised the list of voters from which such register shall have been formed the name of any person who voted at such election was improperly inserted or retained in such register, or the name of any person who tendered his vote at such election improperly omitted from such register; and the Select Committee appointed for the trial of such petition shall alter the poll taken at such election according to the truth of the case, and shall report their determination thereupon to the House, and the House shall thereupon carry such determination into effect, and the return shall be amended, or the election declared void, as the case may be, and the register corrected accordingly, or such other order shall be made as to the House shall seem proper.

61. And be it enacted, That the sheriffs of Yorkshire and the Lincolnshire, and the sheriffs of the counties divided by this Act, shall duly cause proclamation to be made of the several days fixed for the election of a knight or knights of the shire time and place for the several ridings, parts, and divisions of their respective counties, and shall preside at the election by themselves or their lawful deputies.

62. And be it enacted, That at every contested election of a knight or knights to serve in any future Parliament for any county, or for any riding, parts, or division of a county, the polling shall commence at nine o'clock in the forenoon of the day appointed for the election.

the next day but two after the day, fixed for the election, unless such next day but two shall be Saturday or Sunday, and then on the Monday following, at the principal place of election, and also at the several places to be appointed as herein-after directed for taking polls; and such polling shall continue for two days only, such two days being successive days; (that is to say,) for seven hours on the first day of polling, and for eight hours on the second day of polling; and no poll shall be kept open later than four o'clock in the afternoon of the second day; any statute to the contrary notwithstanding.

Counties to be divided into Districts for polling.

63. And be it enacted, That the respective counties in England and Wales, and the respective ridings, parts, and divisions of counties, shall be divided into convenient districts for polling, and in each district shall be appointed a convenient place for taking the poll at all elections of a knight or knights of the shire to serve in any future Parliament, and such districts and places for taking the poll shall be settled and appointed by the Act to be passed in this present Parliament for the purpose of settling and describing the divisions of the counties enumerated in the schedule marked (F.)* to this Act annexed; provided that no county, nor any riding, parts, or division of a county, shall have more than fifteen districts and respective places appointed for taking the poll for such county, riding, parts, or division.

6 & 7 Wm. IV. cap. 102.

An Act for rendering more easy the taking the Poll at County Elections.

2 & 3 W. 4, c. 64.

Whereas by an Act passed in the second and third years of the reign of his present Majesty King William the Fourth, intituled An Act to settle and determine the Divisions of Counties, and the Limits of Cities and Boroughs, in England and Wales, in so far as respects the Election of Members to serve in Parliament, it is among other things enacted, that the poll for the election of knights of the shire shall be taken at such places as in a certain schedule to the said Act annexed marked (N.)* are mentioned: And whereas it is expedient that provision should be made for increasing the number of such polling places: Be it therefore enacted by the King's most excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, That it shall be lawful for his Majesty, by and with the advice of his Privy Council, from time to time hereafter, on petition from the justices of any

Additional Polling Places may be ap-

* See Appendix.

county, riding, parts, or division in England or Wales, in pointed upon quarter sessions assembled, representing that the number of polling places for such county, riding, parts, or division is insufficient, and praying that the place or places mentioned in the said petition may be a polling place or polling places for the county, riding, parts, or division of the county within which such place or places is or are situate, to declare that any place or places mentioned in the said petition shall be a polling place or polling places for that county, riding, parts, or division, and that the justices of the peace for such county, riding, parts, or division in quarter sessions or some special sessions assembled, as in the said Act mentioned, shall conformably to the said Act divide such county, riding, parts, or division into convenient polling districts, and assign one of such districts to each polling place; and every such direction or order for creating additional polling places shall be certified under the hand of one of the clerks in ordinary of his Majesty's privy council, and when so certified shall be published in the *London Gazette*, and shall be of the same force and effect as if the same had been made by the authority of Parliament.

2. And be it further enacted, That no such petition as aforesaid shall be made by such justices so assembled unless a notice in writing shall have been delivered, one month at the least before the holding of such quarter sessions, to the clerk of the peace of the county, riding, part, or division wherein the same are held, signed by two justices of the peace for such county, riding, part, or division, and residing therein, or by ten inhabitants being registered voters for such county, riding, part, or division, which notice shall state that the court will, when such sessions are held, be moved to make such petition, nor unless the clerk of the peace shall, ten days at the least before the holding of such sessions, have caused a copy of such notice to be inserted twice at the least in two of the newspapers of such county, riding, part, or division, if two newspapers are published therein, or if not, in a newspaper published or commonly circulated therein, together with a notice of the day upon which such quarter sessions will be held: Provided always, that when such motion is made, any person objecting to the same shall be heard by such court against the same or any part thereof, if he thinks fit.

Notices to be given previous to any Petition being made.

3. Provided always, and be it enacted, That at every contested election of a knight or knights to serve in any future Parliament for any county, or for any riding, parts, or division of a county, as many polling booths shall be provided at each polling place as will allow one for every four hundred and fifty electors whose names appear upon the registry of the

As to the Number of Polling Booths to be provided.

said county or division of a county, and who may lawfully vote at such polling place; and the high sheriff shall provide the same accordingly.

Duty of Returning Officer where Vote has been received, and another Party tenders in respect of same Qualification.

91. And be it enacted, That in case the vote of any person shall have been received, and any other person shall afterwards tender his vote as being registered in respect of the same qualification, stating at the time the name or names of the candidate or candidates for whom he tenders such vote, the returning officer or his deputy, shall enter upon the poll book every vote so tendered, distinguishing the same from the votes admitted and allowed at such election; provided such person shall duly answer the questions hereinbefore authorized to be put to any voter at the time of tendering his vote.

Liverymen of London to poll in the Guildhall.

92. And be it enacted, That in the city of London the returning officer or officers shall take the poll or votes of such freemen of the said city, being liverymen of the several companies, as are entitled to vote at such election, in the guildhall of the said city, and shall not be required to provide for them any booth or compartment, but shall take one poll for the whole number of such liverymen at the same place.

For providing for the safe Custody of Poll-Books.

93. And whereas it is enacted by the said first-re-cited Act, That at every contested election for any county, riding, or division of a county, city, or borough in England, except the borough of Monmouth, the sheriff, under-sheriff, or returning officer should, on the day therein mentioned, after the close of the poll, openly break the seals on the several poll-books, and cast up the number of votes as they appear on the said several books, and openly declare the state of the poll, and make proclamation of the member or members chosen, not later than the time therein mentioned: And whereas no adequate provision has been made for the safe custody and production of the said poll-books subsequent to such declaration of the poll and proclamation of the

members chosen at any contested election, in consequence whereof great mischief and expense have arisen in cases of disputed returns of members to serve in Parliament; be it therefore enacted, That at every contested election of a member or members to serve in Parliament for any county, riding, parts, or division of a county, or for any city or borough in England or Wales, or for the town of Berwick-upon-Tweed, the sheriff, under-sheriff, or returning officer, after having declared the state of the poll, and made proclamation of the member or members chosen to serve in Parliament in the manner provided for by the said hereinbefore in part recited Act, shall forthwith enclose and seal up the several poll-books, and tender the same to each of the candidates, to be sealed by them respectively; and in case any candidates shall neglect or refuse to seal the same, the sheriff, under-sheriff, or returning officer shall thereupon indorse on one of the said poll-books the fact of such neglect or refusal; and every such sheriff, under-sheriff, or other returning officer shall, by himself or his agent, as soon as possible after such proclamation as aforesaid, deliver the same poll-books, so sealed as aforesaid, to the clerk of the crown in the high court of chancery, or his deputy, or deliver the same, directed to the said clerk of the crown, to the postmaster or deputy postmaster of the city, town, or place wherein such proclamation shall have been made as aforesaid, who on receipt thereof shall give an acknowledgment in writing of such receipt to such sheriff, under-sheriff, or returning officer, expressing therein the time of such delivery, and shall keep a duplicate of such acknowledgment, signed by such sheriff, under-sheriff, or returning officer; and the said postmaster or deputy-postmaster shall despatch all such poll-books, so sealed and directed, as aforesaid, by the first post or mail after the receipt thereof, to the General Post-office in London; and the postmaster or postmasters-general are hereby directed, imme-

diately on receipt of such poll-books, to convey the same to the crown office, and to deliver the same there, so sealed as aforesaid, to the said clerk of the crown or his deputy; and the said clerk of the crown or his deputy is hereby required to give to such postmaster or postmasters-general, sheriff, under-sheriff, returning officer, or agent delivering the same, a memorandum in writing, acknowledging the receipt of such poll-books, and setting forth the day and hour when the same were delivered at the crown office; and the said clerk of the crown or his deputy is hereby required, immediately on receipt of such poll-books, to register the same in the books of the said crown office, and to indorse thereon the day and hour upon which he received the same; and every such sheriff, under-sheriff, or returning officer is hereby required, at the time of transmitting such poll-books as aforesaid through the post-office, to address and forward a letter by the same post or mail to the said clerk of the crown, informing him of such transmission, and giving the number and description of such poll-books so transmitted.

Office Copies
of Poll-Books
to be received
in Evidence
in Courts.

94. And be it enacted, That office copies, issued by the said clerk of the crown or his deputy, of such poll-books, shall be taken in evidence in all courts of law, in actions for bribery or personation, or for any other purpose whatsoever.

Clerk of the
Crown to pre-
serve Poll-
Books, and de-
liver Office
Copies, if re-
quired;

95. And be it enacted, That the said clerk of the crown shall keep and preserve the said several poll-books, and shall deliver to any party applying for the same an office copy of all or any part of such poll-books, on payment of a reasonable charge for writing the same, and shall also permit any party to inspect such poll-books.

and to produce
them before
Election Com-
mittee, if re-
quired.

96. And be it enacted, That the said clerk of the crown shall, upon receiving a warrant, signed by the chairman of any committee of the House of Commons appointed for the trial of controverted elections, produce, by himself or his agent, before such committee, the said several books so deposited

with him as aforesaid, and such production shall be sufficient *primâ facie* proof of the authenticity of the said poll-books.

97. And be it enacted, That every sheriff, under-sheriff, clerk of the peace, town clerk, secondary, returning officer, clerk of the crown, postmaster, overseer, or other person, or public officer, required by this Act to do any matter or thing, shall for every wilful misfeasance, or wilful act of commission or omission contrary to this Act, forfeit to any party aggrieved the penal sum of one hundred pounds, or such less sum as the jury before whom may be tried any action to be brought for the recovery of the before-mentioned sum shall consider just to be paid to such party, to be recovered by such party, with full costs of suit, by action for debt in any of her Majesty's superior courts at Westminster: provided always, that nothing herein contained shall be construed to supersede any remedy or action against any returning officer according to any law now in force.

Parties will-
fully contra-
vening the Act
liable to an
Action for
Debt.

98. And whereas in and by the said first-recited Act it is provided that upon petition to the House of Commons, complaining of an undue election or return of any member or members to serve in Parliament, any petitioner, or any person defending such election or return, shall be at liberty to impeach the correctness of the register of voters in force at the time of such election, by proving that in consequence of the decision of the barrister who shall have revised the lists of voters from which such register shall have been formed the name of any person who voted at such election was improperly inserted or retained in such register, or the name of any person who tendered his vote at such election improperly omitted from such register, and the select committee appointed for the trial of such petition shall alter the poll taken at such election according to the truth of the case, and shall report their determination thereupon to the House, and

Power to
Committees on
Election Pe-
titions to decide
as to Right of
Voting.

the House shall thereupon carry such determination into effect, and the return shall be amended or the election declared void, as the case may be, and the register corrected accordingly, or such other order shall be made as to the House shall seem proper : and whereas doubts have arisen as to the true intent and meaning of the said enactment with respect to the power and authority of any such committee to inquire into the validity or invalidity of the vote of any person being on the register of voters in force at the time of such election ; be it therefore declared and enacted, That it shall and may be lawful for any such committee to inquire into and decide upon the right to vote of any person who, being upon the register of voters in force at the time of such election, shall have voted in such election, or not being upon such register shall have tendered his vote at such election, in case the name of such person shall have been specially retained upon such register, or inserted therein, or expunged or omitted therefrom, by the express decision of the revising barrister who shall have revised the lists of voters from which such register shall have been formed ; and also that it shall and may be lawful for such committee to inquire into and decide upon the right to vote of any person who, being upon such register, shall have voted in such election, so far as the same may be disputed on the ground of legal incapacity at the time of his voting under and by virtue of any statute now or hereafter to be in force, or on the ground of any other legal incapacity at the time of his voting which may have arisen subsequently to the expiration of the time allowed for making out the list of voters from which the register of voters in force at the time of such election shall have been formed ; but that, except in such cases or on such grounds as aforesaid, the register of voters in force at the time of such election shall, so far as regards the proceedings before such committee, be final and conclusive

to all intents and purposes as to the right to vote in such election of every person who shall be upon such register.

99. And whereas it may happen that on the receipt of any writ by any sheriff or sheriffs for an election of a member or members to serve in Parliament for any city or borough the situation of returning officer may be vacant; be it enacted, That in such case it shall be lawful for the sheriff or sheriffs whose business it may be to direct the precept for the return of a member or members to serve in Parliament for any such city or borough, by himself or themselves, or by his or their deputy, to act as returning officer for such city or borough.

Where no Returning Officer in Cities or Boroughs, Sheriff may act as Returning Officer.

REFORM ACT (continued).

64. And be it enacted, That at every contested election for any county, or riding, parts, or division of a county, the sheriff, under-sheriff, or sheriff's deputy shall, if required thereto, by or on behalf of any candidate, on the day fixed for the election, and if not so required may if it shall appear to him expedient, cause to be erected a reasonable number of booths for taking the poll at the principal place of election, and also at each of the polling places so to be appointed as aforesaid, and shall cause to be affixed on the most conspicuous part of each of the said booths the names of the several parishes, townships, and places for which such booth is respectively allotted; and no person shall be admitted to vote at any such election in respect of any property situate in any parish, township, or place, except at the booth so allotted for such parish, township, or place, and if no booth shall be so allotted for the same, then at any of the booths for the same district; and in case any parish, township, or place shall happen not to be included in any of the districts to be appointed, the votes in respect of property situate in any parish, township, or place so omitted shall be taken at the principal place of election for the county, or riding, parts, or division of the county, as the case may be.

As to Booths at the Polling Places for Counties.

No Voter to poll out of the District where his Property lies.

65. And be it enacted, That the sheriff shall have power to appoint deputies to preside and clerks to take the poll at the principal place of election, and also at the several places appointed for taking the poll for any county, or any riding, parts, or division of a county; and that the poll clerks employed at those several places shall at the close of each day's

Provision as to Sheriff's Deputies, the Custody of Poll-Books, and final Declaration of the Poll for Counties.

* But see Amendment Act, sec. 36, ante page 29.

poll enclose and seal their several books, and shall publicly deliver them, so enclosed and sealed, to the sheriff, under-sheriff, or sheriff's deputy presiding at such poll, who shall give a receipt for the same, and shall, on the commencement of the poll on the second day, deliver them back, so enclosed and sealed, to the persons from whom he shall have received them; and on the final close of the poll every such deputy who shall have received any such poll-books shall forthwith deliver or transmit the same, so enclosed and sealed, to the sheriff or his under-sheriff, who shall receive and keep all the poll-books unopened until the re-assembling of the court on the day next but one after the close of the poll, unless such next day but one shall be Sunday, and then on the Monday following, when he shall openly break the seals thereon, and cast up the number of votes as they appear on the said several books, and shall openly declare the state of the poll, and shall make proclamation of the member or members chosen, not later than two o'clock in the afternoon of the said day.

Sheriff in
County Elec-
tions may act
in Places of
exclusive
Jurisdiction.

66. And be it enacted, That in all matters relative to the election of knights or a knight of the shire to serve in any future Parliament for any county, or for any riding, parts, or division of a county, the sheriff of the county, his under-sheriff, or any lawful deputy of such sheriffs, shall have power to act in all places having any exclusive jurisdiction or privilege whatsoever, in the same manner as such sheriff, under-sheriff, or deputy may act within any part of such sheriff's ordinary jurisdiction.

5 & 6 Wm. IV. cap. 36.

An Act to limit the time of taking the Poll in Boroughs at contested Elections of Members to serve in Parliament to one day.

2 & 3 W. 4, c.
45.

Whereas it would tend to promote the purity of elections and the diminution of expense if the poll at all contested elections of members to serve in Parliament for cities, boroughs, and towns, or for counties of cities or counties of towns, were taken in one day: And whereas by an Act passed in the second year of the reign of his present Majesty King William the Fourth, intituled an Act to amend the representation of the people in England and Wales, it is amongst other things enacted, that such poll may remain open during the space of two days: and whereas it is expedient to repeal that part of the said recited Act which allows the poll so to continue open during the space of two days: Be it therefore enacted by the King's most excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assem-

bled, and by the authority of the same, That from and after the passing of this Act such part of the said recited Act as allows the poll to continue open during two days in cities, boroughs, and towns, or in counties of cities or counties of towns, be repealed, and the same is hereby repealed.

2. And be it further enacted, That at every contested election of a member or members to serve in Parliament for any city, borough, or town, or county of a city or county of a town, the polling shall commence at eight of the clock in the forenoon of the day next following the day fixed for the election; and the polling shall continue during such one day only; and no poll shall be kept open later than four of the clock in the afternoon: Provided always, that when such day next following the day fixed for the election shall be Sunday, Good Friday, or Christmas Day, then in the case it be Sunday the poll shall be on the Monday next following; and in the case it be Good Friday, then on the Saturday next following; and in the case it be Christmas Day, then on the next following day, if the same shall not be Sunday, and if it be Sunday, on the next following Monday.

3. And be it further enacted, That the polling booths or compartments at each polling place shall be so divided and arranged by the sheriff or other returning officer that not more than three hundred electors shall be allotted to poll in each such booth or compartment.

4. And be it further enacted, That on the requisition of any candidate, or of any elector being the proposer or seconder of any candidate, the booths or compartments of each polling place shall be so divided and arranged by the sheriff or other returning officer that not more than one hundred electors shall be allotted to poll in each such booth or compartment; Provided always, that such candidate or elector making such requisition shall pay all expenses incident upon such division or arrangement.

5. And be it further enacted, That in case any requisition as aforesaid shall be made on or before the day fixed for the election, the sheriff or other returning officer shall forthwith give public notice of the situation of such booths, which shall be deemed to be sufficient notice, any law or statute to the contrary notwithstanding.

6. And be it further enacted, That no elector at any election shall be required to take the oaths commonly called the oaths of allegiance, abjuration, and supremacy, nor any oath or oaths required to be taken by any Act of Parliament in lieu thereof; any law or statute to the contrary notwithstanding.

7. And be it further enacted, That such of the freemen of the city of London, being liverymen, as are or shall be entitled to vote in the election of members to serve in any future

So much of recited Act as allows the poll to be kept open two days repealed.

Period of polling.

Not more than 300 voters to poll in one booth.

Not more than 100 voters to poll in one booth, if so required.

In case of such requisition, notice to be given of the situation of booths.

Oaths of allegiance, supremacy, and abjuration not to be taken.

Liverymen of London, entitled to vote in

respect of premises, may vote at the booth for the District where such premises are situate.

Adjournment of Nomination or of Poll in case of riot.

Parliament for the city of London in the Guildhall, and who are or shall be also entitled to vote in such election as owner or tenant of premises in such city, shall be entitled to vote at any such election at the booth or place appointed for the parish, district, or part wherein the property may be situate in respect of which he is so entitled to vote as aforesaid; and that such vote shall be entered in the poll-books either as the vote of a liveryman, or as owner or tenant, as the person so voting shall direct.

8. And be it enacted, That where the proceedings at any election shall be interrupted or obstructed by any riot, or open violence, whether such proceedings shall consist of the nomination of candidates or of the taking the poll, the sheriff or other returning officer, or the lawful deputy of any returning officer, shall not for such cause terminate the business of such nomination, nor finally close the poll, but shall adjourn the nomination or the taking the poll at the particular polling place or places at which such interruption or obstruction shall have happened until the following day, and, if necessary, shall further adjourn such nomination or poll, as the case may be, until such interruption or obstruction shall have ceased, when the returning officer or his deputy shall again proceed with the business of the nomination or with the taking the poll, as the case may be, at the place or places at which the same respectively may have been interrupted or obstructed; and the day on which the business of the nomination shall have been concluded shall be deemed to have been the day fixed for the election, and the commencement of the poll shall be regulated accordingly; and any day whereon the poll shall have been so adjourned shall not as to such place or places be reckoned the day of polling at such election, within the meaning of this Act; and whenever the poll shall have been so adjourned by any deputy of any sheriff or other returning officer, such deputy shall forthwith give notice of such adjournment to the sheriff or returning officer, who shall not finally declare the state of the poll, or make proclamation of the member or members chosen, until the poll so adjourned at such place or places as aforesaid shall have been finally closed, and the poll books delivered or transmitted to such sheriff or other returning officer, any thing herein-before or in any other statute to the contrary notwithstanding: Provided always, that this Act shall not be taken to authorize an adjournment to a Sunday; but that in every case in which the day to which the adjournment would otherwise be made shall happen to be a Sunday, Good Friday, or Christmas Day, that day or days shall be passed over, and the following shall be the day to which the adjournment shall be made.

9. And be it further enacted, That nothing in this Act shall be construed to apply to Ireland or Scotland.

10. And be it further enacted, That this Act may be altered, varied, or repealed by any Act to be passed in this present session of Parliament.

Not to extend to Scotland or Ireland.
Act may be repealed this Session.

REFORM ACT (*continued*).

69. Provided always, and be it enacted, That so far as relates to the several boroughs of New Shoreham, Cricklade, Aylesbury, and East Retford, as defined by this Act, the said several boroughs shall be divided into convenient districts for polling, and there shall be appointed in each district a convenient place for taking the poll at all elections of members to serve in any future Parliament for each of the said boroughs, which districts and places for taking the poll shall be settled and appointed by an Act to be passed in this present Parliament.

Polling Districts to be appointed for Shoreham, Cricklade, Aylesbury, and East Retford.

70. And be it enacted, That nothing in this Act contained shall prevent any sheriff or other returning officer, or the lawful deputy of any returning officer, from closing the poll previous to the expiration of the time fixed by this Act, in any case where the same might have been lawfully closed before the passing of this Act; and that where the proceedings at any election shall be interrupted or obstructed by any riot or open violence, the sheriff or other returning officer, or the lawful deputy of any returning officer, shall not for such cause finally close the poll, but, in case the proceedings shall be so interrupted or obstructed at any particular polling place or places, shall adjourn the poll at such place or places only until the following day, and if necessary shall further adjourn the same until such interruption or obstruction shall have ceased, when the returning officer or his deputy shall again proceed to take the poll at such place or places; and any day whereon the poll shall have been so adjourned shall not, as to such place or places, be reckoned one of the two days of polling at such election within the meaning of this Act; and wherever the poll shall have been so adjourned by any deputy of any sheriff or other returning officer, such deputy shall forthwith give notice of such adjournment to the sheriff or returning officer, who shall not finally declare the state of the poll or make proclamation of the member or members chosen, until the poll so adjourned at such place or places as aforesaid shall have been finally closed, and delivered or transmitted to such sheriff or other returning officer; any thing herein-before contained to the contrary notwithstanding.

When Returning Officers may close the poll before the expiration of the time fixed.

Adjournment of poll in case of riot.

71. And be it enacted, That from and after the end of this present Parliament all booths erected for the convenience of taking polls shall be erected at the joint and equal

Candidates, persons proposing a Can-

didate without his consent, to be at the expense of booths and poll clerks.

Limitation of expense.

Houses may be hired for polling in, instead of booths.

Certified copies of the Register of Voters for each booth.

Powers of Deputies of Returning Officers.

Regulations

respecting polling, &c. for the

expense of the several candidates, and the same shall be erected by contract with the candidates, if they shall think fit to make such contract, or if they shall not make such contract, then the same shall be erected by the sheriff or other returning officer at the expense of the several candidates as aforesaid, subject to such limitation as is herein after next mentioned; (that is to say,) that the expense to be incurred for the booth or booths to be erected at the principal place of election for any county, riding, parts, or division of a county, or at any of the polling places so to be appointed as aforesaid, shall not exceed the sum of forty pounds in respect of any one such principal place of election or any one such polling place; and that the expense to be incurred for any booth or booths to be erected for any parish, district, or part of any city or borough shall not exceed the sum of twenty-five pounds in respect of any one such parish, district, or part; and that all deputies appointed by the sheriff or other returning officer shall be paid each two guineas by the day, and all clerks employed in taking the poll shall be paid each one guinea by the day, at the expense of the candidates at such election; Provided always, that if any person shall be proposed without his consent, then the person so proposing him shall be liable to defray his share of the said expenses in like manner as if he had been a candidate: Provided also, that the sheriff or returning officer may, if he shall think fit, instead of erecting such booth or booths as aforesaid, procure or hire and use any houses or other buildings for the purpose of taking the poll therein, subject always to the same regulations, provisions, liabilities, and limitations of expense as are herein-before mentioned with regard to booths for taking the poll.

72. And be it enacted, That the sheriff or other returning officer shall, before the day fixed for the election, cause to be made for the use of each booth or other polling place at such election, a true copy of the register of voters, and shall under his hand certify every such copy to be true.

73. And be it enacted, That every deputy of a sheriff or other returning officer shall have the same power of administering the oaths and affirmations required by law, and of appointing commissioners for administering such oaths and affirmations as may by law be administered by commissioners, as the sheriff or other returning officer has by virtue of this or any other Act, and subject to the same regulations and provisions in every respect as such sheriff or other returning officer.

74. And be it enacted, That from and after the end of this present Parliament every person who shall have a right to vote in the election of a member for the borough of Mon-

mouth, in respect of the towns of Newport or Usk, shall Borough of give his vote at Newport or Usk respectively before the de- Monmouth, puty for each of such towns, whom the returning officer of and for the the borough of Monmouth is hereby authorised and required contributory to appoint; and every person who shall have a right to vote Boroughs in in the election of a member for any shire-town or borough, in Wales. respect of any place named in the first column of the schedule marked (E.),* to this Act annexed, shall give his vote at such place before the deputy for such place whom the returning officer of the shire-town or borough is hereby authorized and required to appoint; and every person who shall have a right to vote in the election of a member for the borough composed of the towns of Swansea, Loughor, Neath, Aberavon, and Kenfig shall give his vote at the town in respect of which he shall be entitled to vote (that is to say), at Swansea before the Portreeve of Swansea, and at each of the other towns before the deputy of such town whom the said Portreeve is hereby authorized and required to appoint; and at every contested election for the borough of Monmouth, or for any shire-town or borough named in the second column of the said schedule (E.),* or for the borough composed of the said five towns, or for the borough of Brecon, the polling shall commence on the day next after the day fixed for the respective election, unless such next day be Saturday or Sunday, and then on the Monday following, as well at Monmouth as at Newport and Usk respectively, and as well at the shire-town or borough as at each of the places sharing in the election therewith respectively, and as well at Swansea as at each of the four other towns respectively; and such polling shall continue for two days only, such two days being successive days, (that is to say), for seven hours on the first day of polling, and for eight hours on the second day of polling, and that the poll shall on no account be kept open later than four o'clock in the afternoon of such second day; and the returning officer of the borough of Monmouth shall give to the deputies for Newport and Usk respectively, and the returning officer of every shire-town or borough named in the second column of the said schedule (E.)* shall give to the deputy for each of the places sharing in the election for such shire-town or borough, notice of the day fixed for such respective election, and shall before the day fixed for such respective election cause to be made, and to be delivered to every such deputy, a true copy of the register of voters for the borough of Monmouth, or for such shire-town or borough, as the case may be, and shall under his hand certify every such copy to be true; and the portreeve of the town of Swan-

* See Appendix.

sea shall give notice of the day of election to the deputy for each of the towns of Loughor, Neath, Aberavon, and Kenfig, and shall in like manner cause to be made, and to be delivered to every such deputy, a true and certified copy of the register of voters for the borough composed of the said five towns; and the respective deputies for Newport and Usk, and for the respective places named in the first column of the said schedule (E.) * as well as for the towns of Loughor, Neath, Aberavon, and Kenfig, shall respectively take and conduct the poll, and deliver or transmit the poll-books, in the same manner as the deputies of the returning officers of the cities and boroughs in England are herein-before directed to do, and shall have the same powers and perform the same duties in every respect as are respectively conferred and imposed on the said deputies by this Act: Provided always, that where there shall be a mayor, portreeve, or other chief municipal officer in any town, or place for which the returning officer or the portreeve of Swansea is required to appoint a deputy as aforesaid, such returning officer or the portreeve of Swansea, as the case may be, is hereby required to appoint such chief municipal officer for the time being to be such deputy for such town or place.

As to appointment of Deputies in Wales.

All Election Laws to remain in force except where superseded by this Act.

75. And be it enacted, That all laws, statutes, and usages now in force respecting the election of members to serve in Parliament for that part of the United Kingdom called England and Wales shall be and remain, and are hereby declared to be and remain, in full force, and shall apply to the election of members to serve in Parliament for all the counties, ridings, parts, and divisions of counties, cities, and boroughs, hereby empowered to return members, as fully and effectually as if the same respectively had heretofore returned members, except so far as any of the said laws, statutes, or usages are repealed or altered by this Act, or are inconsistent with the provisions thereof.

Penalties on Officers for breach of duty.

76. And be it enacted, That if any sheriff, returning officer, barrister, overseer, or any person whatsoever shall wilfully contravene or disobey the provisions of this Act or any of them, with respect to any matter or thing which such sheriff, returning officer, barrister, overseer, or other person is hereby required to do, he shall for such his offence be liable to be sued in an action of debt in any of his Majesty's courts of record at Westminster for the penal sum of five hundred pounds; and the jury before whom such action shall be tried may find their verdict for the full sum of five hundred pounds, or for any less sum which the said jury shall think it just that he should pay for such his offence; and the defendant in

* See Appendix.

such action, being convicted, shall pay such penal sum so awarded, with full costs of suit, to the party who may sue for the same: Provided always, that no such action shall be brought except by a person being an elector or claiming to be an elector, or a candidate, or a member actually returned, or other party aggrieved: Provided also, that the remedy hereby given against the returning officer shall not be construed to supersede any remedy or action against him according to the law now in force.

77. And be it enacted, That all writs to be issued for the election of members to serve in all future Parliaments, and all mandates, precepts, instruments, proceedings, and notices consequent upon such writs, shall be and the same are hereby authorized to be framed and expressed in such manner and form as may be necessary for the carrying the provisions of this Act into effect. Writs, &c. to be made conformable to this Act.

100. And be it enacted, That it shall be sufficient in every case of notice to any person objected to in any list of county, city, or borough voters, and in the livery list of the city of London, and also in the case of county voters to the occupying tenant whose name and place of abode appears in such respective list as aforesaid, if the notice so required to be given as aforesaid shall be sent by the post, free of postage, or the sum chargeable as postage for the same being first paid, directed to the person to whom the same shall be sent, at his place of abode as described in the said list of voters; and whenever any person shall be desirous of sending any such notice of objection by the post, he shall deliver the same, duly directed, open and in duplicate, to the postmaster of any post-office where money orders are received or paid, within such hours as shall have been previously given notice of at such post-office, and under such regulations with respect to the registration of such letters, and the fee to be paid for such registration (which fee shall in no case exceed two-pence over and above the ordinary rate of postage), as shall from time to time be made by the postmaster-general in that behalf; and in all cases in which such fee shall have been duly paid the postmaster shall compare the said Notice of Objection may be sent by the Post.

notice and the duplicate, and, on being satisfied that they are alike in their address and in their contents, shall forward one of them to its address by the post, and shall return the other to the party bringing the same, duly stamped with the stamp of the said post office; and the production by the party who posted such notice of such stamped duplicate shall be evidence of the notice having been given to the person at the place mentioned in such duplicate on the day on which such notice would in the ordinary course of post have been delivered to such place: Provided also, that if no place of abode of the person objected to shall be described in the said list, or if such place of abode shall be situate out of the United Kingdom, then it shall be sufficient if notice shall be given to the said overseers, and to such occupying tenant as aforesaid (if any) in the case of a county voter, or, in the case of a city or borough voter, to the overseers or to the town clerk, or, in the case of a liveryman of the city of London, to the secondaries and clerk of the particular company to which the person objected to shall belong, as is in each of the said cases herein-before required.

This Act not to extend to Universities of Oxford and Cambridge. 78. Provided always, and be it enacted, That nothing in this Act contained shall extend to or in anywise affect the election of members to serve in Parliament for the universities of Oxford or Cambridge, or shall entitle any person to vote in the election of members to serve in Parliament for the city of Oxford or town of Cambridge in respect of the occupation of any chambers or premises in any of the colleges or halls of the Universities of Oxford or Cambridge.

Interpretation Clauses.

Interpretation Clause. 101. And be it enacted, That throughout this Act, in the construction thereof, except there be something in the subject or context inconsistent with or repugnant to such construction, the word "county" shall extend to and mean any county, riding, parts or division of a county, respectively re-

Meaning of the word "County:"

turning a knight or knights of the shire to serve in Parliament; and the words "city or borough" shall extend to and mean any city, borough, town corporate, cinque port, district, or place within England and Wales returning a member or members to serve in Parliament, other than counties at large, and ridings, parts, and divisions of counties at large, and to every place sharing in the election of a member for any city or borough, and shall also include the town of Berwick-upon-Tweed; that the words "clerk of the peace" shall comprehend and apply to any deputy or other person executing the duties of such clerk of the peace; and the words "town clerk" shall, except in regard to the cities of London and Westminster and the borough of Southwark, extend to and mean any person executing the duties of town clerk, or if in any city or borough there shall be no such officer as town clerk, then to any officer executing the same or like duties as usually devolve upon the town clerk, or if in any city or borough there be no such person, then to the returning officer of such city or borough, or to such person as the returning officer may appoint for that purpose, which he is hereby authorised to do; and the words "barrister," or "barristers" shall respectively be taken to include a serjeant or serjeants-at-law; and the words "returning officer" shall apply to every person or persons to whom by virtue of his or their office, under any law, custom, or statute, the execution of any writ or precept doth or shall belong for the election of a member or members to serve in Parliament, by whatever name or title such person or persons may be called; and the words "parish or township" shall extend to and mean every parish, township, village, hamlet, district, or place maintaining its own poor; and the words "overseers" or "overseers of the poor" shall extend to and mean all persons who by virtue of any office or appointment shall execute the duties of overseers of the poor, by whatever name or title

"City or
Borough:"

"Clerk of the
Peace:"

"Town
Clerk:"

"Barrister:"

"Returning
Officer:"

"Parish or
Township:"

"Overseers"
or "Overseers
of the Poor."

Provision as
to Service of
Notices.

such persons may be called, and in whatsoever manner they may be appointed, and that all matters by this Act directed to be done by the overseers of a parish or township may be lawfully done by the major part of such overseers; and that wherever any notice is by this Act required to be given or sent to the overseers of any parish or township, it shall be sufficient if such notice shall be delivered to any one of such overseers, or shall be left at his place of abode, or at his office or other place for transacting parochial business, or shall be sent by the post free of postage, or the postage thereof being first paid, addressed to the overseers of the particular parish or township, naming the parish or township, and the county, city, or borough respectively, to which the notice to be so sent may relate, without adding any place of abode of such overseers; and that wherever by this Act any notice is required to be given or sent to any person or persons whatsoever, or public officer, it shall be sufficient if such notice be sent by the post in the manner and subject to the regulations herein-before provided with respect to sending notices of objection by the post, free of postage, or the postage thereof being first paid, addressed with a sufficient direction to the person or persons to whom the same ought to be given or sent, at his or their usual place of abode; and that all provisions in this Act relative to any matters to be done by or with regard to justices of the peace for counties, or sessions of the peace for counties, or clerks of the peace for counties, or treasurers of counties, shall extend to the justices, sessions, clerks of the peace, and treasurers of the several ridings of Yorkshire and parts of Lincolnshire; and that the town clerk for the time being for the borough of Newport in the Isle of Wight shall for the purposes of this Act be deemed and taken to be the clerk of the peace for the county of the Isle of Wight; and that all the said respective justices, sessions, and clerks of the peace shall have power to do the several matters required

Justices, Sessions, Clerks of the Peace, and Treasurers of Counties.

by this Act, as well within places of exclusive jurisdiction as without; and that no misnomer or inaccurate description of any person, place, or thing named or described in any schedule to this Act annexed, or in any list or register of voters, or in any notice required by this Act, shall in anywise prevent or abridge the operation of this Act with respect to such person, place, or thing, provided that such person, place, or thing shall be so denominated in such schedule, list, register, or notice as to be commonly understood; and that the word "oath" shall include affirmation, where by law such affirmation is required or allowed to be taken in place of an oath; and where the subject or context requires it, every word importing the singular number only shall extend and be applied to several persons or things as well as one person or thing; and every word importing the plural number shall extend and be applied to one person or thing as well as several persons or things.

Misnomer not to vitiate.

"Oath."

Singular.

Plural.

79. And be it enacted, That throughout this Act, where- ever the words "city or borough," "cities or boroughs," may occur, those words shall be construed to include, except there be something in the subject or context manifestly repugnant to such construction, all towns corporate, cinque ports, districts, or places within England and Wales, which shall be entitled after this Act shall have passed to return a member or members to serve in Parliament, other than counties at large, and ridings, parts, and divisions of counties at large, and shall also include the town of Berwick-upon-Tweed; and the words "returning officer" shall apply to every person or persons to whom, by virtue of his or their office, either under the present Act, or under any former law, custom, or statute, the execution of any writ or precept doth or shall belong for the election of a member or members to serve in Parliament, by whatever name or title such person or persons may be called; and the words "parish or township" shall extend to every parish, township, vill, hamlet, district, or place maintaining its own poor; and the words "overseers of the poor" shall extend to all persons who by virtue of any office or appointment shall execute the duties of overseers of the poor, by whatever name or title such persons may be called, and in whatsoever manner they may be appointed, and that all mat-

Of the sense in which words in this Act are to be understood; "City or Borough:"

"Returning Officer:"

"Parish or Township:"
"Overseers of the Poor:"

"Justices of the Peace for Counties," &c.

Misnomer not to vitiate.

Act may be amended this Session.

ters by this Act directed to be done by the overseers of a parish or township may be lawfully done by the major part of such overseers, and that wherever any notice is by this Act required to be given to the overseers of any parish or township, it shall be sufficient if such notice shall be delivered to any one of such overseers, or shall be left at his place of abode, or at his office or other place for transacting parochial business, or shall be sent by the post, addressed by a sufficient direction, to the overseers of the particular parish or township, or to any one of them, either by their or his Christian name and surname, or by their or his name or office; and that all provisions in this Act, relative to any matters to be done by or with regard to justices of the peace for counties, or sessions of the peace for counties, or clerks of the peace for counties, or treasurers of counties, shall extend to the justices, sessions, clerks of the peace, and treasurers of the several ridings of Yorkshire and parts of Lincolnshire, and that the clerk of the peace for the time being for the borough of Newport in the Isle of Wight shall for the purposes of this Act be deemed and taken to be the clerk of the peace for the county of the Isle of Wight, and that all the said respective justices, sessions, and clerks of the peace shall have power to do the several matters required by this Act, as well within places of exclusive jurisdiction as without; and that no misnomer or inaccurate description of any person or place named or described in any schedule to this Act annexed, or in any list or register of voters, or in any notice required by this Act, shall in anywise prevent or abridge the operation of this Act with respect to such person or place, provided that such person or place shall be so designated in such schedule, list, register, or notice as to be commonly understood.

102. And be it enacted, That this Act may be amended or repealed by any Act to be passed in this present session of Parliament.

APPENDIX.

6° VICTORIÆ, CAP. 18.

SCHEDULES TO WHICH THIS ACT REFERS.

SCHEDULE (A).

FORMS FOR COUNTIES.

No. 1.

Precept of the Clerk of the Peace to the Overseers.

County of } To the Overseers of the Poor of the Parish of [or
to wit, } of the Township of].
In pursuance of the provisions of the Act of Parliament of Victoria,
c ., I require your attention to the following

Instructions :

On or before the twentieth day of June you are to publish a notice, signed by you, according to the form marked No. 2, among the printed forms herewith sent.

The manner in which you are required to publish that notice is as follows ; (that is to say,) you are to fix one of the printed copies (each copy being first signed by you) on or near the outside of the outer door or of the outer wall near the door of every church and public chapel in your parish or township, including chapels which do not belong to the established church, or if there should be no such church or chapel, then in some public or conspicuous situation in your parish [or township], and it must remain there during a period including two Sundays at least.

On or before the last day of July you are to make out an alphabetical list of all persons who, on or before the twentieth day of July, shall have delivered or sent to you their claims as voters for the county [riding, &c.] in which your parish [or township] lies, in respect of any property situate wholly or in part within your parish [or township] ; and in making out such list you are to write or cause to be written, in the proper column of the printed form of list (herewith sent) numbered 3, the christian name and surname of every such person, with the place of his abode, the nature of his qualification, and the local or other description of the property, and the name of the occupier, accordingly as the same shall be stated in the claim. If you have reasonable cause to believe that any person so claiming, or any person whose name shall appear

You are to make out a list, according to the form numbered 6 (herewith sent), containing the name of every person against whom a notice of objection shall have been given to you or any one of you, on or before the twenty-fifth day of August; and you are to publish copies of such lists on or before the first day of September on every church and chapel in your parish or township, in the same manner as beforementioned with regard to the notice; and you are to keep a copy of such list of persons objected to, to be perused by any person, without payment of fee, at any time between the hours of ten of the clock in the forenoon and four of the clock in the afternoon of any day, except Sunday, during the first fourteen days of September, both inclusive; and you are to deliver a copy of such list to any person requiring the same, on payment of a price for such copy after the rate contained in the table marked Schedule (D), No. 1. herewith sent.

And if you shall find any such notice, list, register, or other document published by you as aforesaid to be destroyed, mutilated, defaced, or removed, you are forthwith to place another to the same effect in its place.

On or before the twenty-ninth day of August you are to deliver to the clerk of the peace of the county [riding, &c.] wherein your parish [or township] is situate, the list of claimants, the copy of the part of the register (herewith sent), and also a copy of the list of persons objected to, signed by you.

You are to attend the court to be holden by the barrister appointed to revise the lists relating to your parish [or township], of the time and place of holding which notice will be sent to you; and you are there to deliver to the barrister holding such court the original notices of claim and original notices of objection given to you as aforesaid.

Herein if you fail you will be liable to the penalties in that case provided. Given
under my Hand this day of

Clerk of the peace for the county of

No. 2.

Notice to be given by the Overseers.

WE hereby give notice, that all persons entitled to vote in the election of a knight or knights of the shire for the county [or for the riding, &c.] of _____ in respect

of any property situate wholly or in part within this parish [*or township*], who are not upon the register of voters now in force, or who, being upon the register, shall not retain the same qualification or continue in the same place of abode as described in such register, and who are desirous to have their names inserted in the register of voters about to be made for the said county [*or riding, &c.*], are hereby required to give or send to us or any of us, on or before the twentieth day of July in this year, a notice in writing by them signed, in which their name and surname at full length, their place of abode, and the particulars of their qualification, must be legibly written, according to the form hereunder set forth. Any person who is upon the present register may also make his claim, if he thinks fit; but it is not necessary that he should do so if he has the same qualification and place of abode now described in the register.

Dated this day of June in the year

(Signed)

A. B. } Overseers of the parish
C. D. } [*or township*] of
E. F. }

Form of Notice of Claim to be given to Overseers.

To the Overseers of the Parish of [*or Township of*].

I HEREBY give you notice, that I claim to be inserted in the list of voters for the county of [*or for the* riding, parts, or division of the county of , as the case may be], and that the particulars of my place of abode and qualification are stated in the columns below

Dated the day of in the year

(Signed) G. H.

Christian Name and Surname of the Claimant at full length.	Place of Abode.	Nature of Qualification.	Street, Lane, or other like Place in this Parish [<i>or Township</i>], and Number of House (if any), where the Property is situate, or Name of the Property, if known by any, or Name of the occupy- ing Tenant; or if the Qualifica- tion consist of a Rent-charge, then the Names of the Owners of the Property out of which such Rent is issuing, or some of them, and the Situation of the Property.

No. 3.

County of _____ to wit, [or] } THE List of Persons claiming to be entitled to vote in
 riding, parts, or division of } the election of a knight [or knights] of the shire for
 the county of _____, as } the county of _____ [or for the
 the case may be.] }
 riding, parts, or division of the county of _____, as the case may be], in respect
 of property situate in whole or in part within the parish of _____ [or township,
 as the case may be].

Margin for entering Overseers' Objections.	Christian Name and Surname of each Voter at full Length.	Place of Abode.	Nature of Qualification.	Street, Lane, or other like Place in this Parish [or Township], and number of House (if any), where the property is situate, or Name of the Property, and the name of the ten- ant; or if the Qualifi- cation consist of a Rent- charge, then the Names of the owners of the Pro- perty out of which such rent is issuing, or some of them, and the situa- tion of the Property.

(Signed)

A. B.
C. D.
E. F.} Overseers of the said
parish or township.

No. 4.

Notice of Objection to be given to the Overseers.

To the Overseers of the Parish [or Township, as the case may be,] of _____

I HEREBY give you notice, That I object to the name of the person mentioned and
 described below being retained in the list of voters for the county [or for the
 riding, _____ parts, or _____ division of the county] of _____

Christian and Surname of the Voter objected to, as described in the List or Register.	Place of abode as described.	Nature of Qualification as described.	Street, Lane, or other like Place where the qualifying Property is situate, &c. as described in the List or Register.

Dated the _____

day of _____

in the year
(Signed)

A. B. [Place of abode.]

No. 5.

Notice of Objection to be given to parties objected to by any person other than Overseers, and to the occupying tenant of the qualifying property.

To Mr. _____ of _____ *[Here insert the name and place of abode of the person objected to as described in the list; and in the case of notice to the tenant of the qualifying property insert his name and place of abode as described in the list.]*

TAKK notice, That I object to your name *[in the notice to the tenant, instead of the words "your name," insert the name of the person objected to]* being retained in the *[here insert the name of the parish]* list of voters for the county of _____ *[or for the riding, &c.]*

Dated this _____ day of _____ one thousand eight hundred and _____

(Signed) *A. B.* of *[place of abode]* on the register of voters for the parish of _____

No. 6.

List of Persons objected to, to be published by the Overseers.

The following persons have been objected to as not being entitled to have their names retained in the list of voters for the county of _____ *[or for the riding, parts, or division of the county of _____]*.

Christian Name and Surname of each Person objected to.	Place of Abode.	Nature of the supposed Qualification.	Street, Lane, or other like Place in this Parish (or Township), and Number of House (if any), where the property is situate, or Name of the Property, and the Name of the Tenant; or if the Qualification consist of a Rent- charge, then the Names of the Owners of the Property out of which such Rent is issuing, or some of them, and the situation of the Property.

(Signed) *A. B.* } Overseers of the parish of
C. D. } *[or township]*
E. F. } *as the case may be.*

SCHEDULE (B).

FORMS FOR CITIES AND BOROUGHES.

No. 1.

Precept of the Town Clerk to the Overseers.

City [or Borough] of in the County of or Riding, &c. to wit.	}	To the Overseers of the poor of the parish of the Overseers of the poor of the township of	[or to].
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In pursuance of the provisions of the Act of Parliament of the Vict.
 c. , I require your attention to the following

Instructions :—

On or before the Twentieth day of June you are to publish a notice, signed by you, according to the form marked No. 2, among the printed forms herewith sent.

The manner in which you are required to publish that notice is as follows : (that is to say,) you are to fix one of the printed copies (each copy being first signed by you) on or near the outside of the outer door or of the outer wall near the door of every church and public chapel in your parish [or township], including chapels which do not belong to the established church, or if there should be no such church or chapel, then in some public and conspicuous situation in your parish [or township], and it must remain there during a period including two Sundays at least.

On or before the last day of July you are to make out an alphabetical list of all persons who may be entitled to vote in the election of a member [or members] to serve in parliament for this city [or borough], in respect of the occupation of premises of the clear yearly value of ten pounds, situate wholly or in part within your parish [or township], and another alphabetical list of all other persons (except freemen) who may be entitled to vote in the election for this city [or borough] by virtue of any other right whatsoever; and in making out each of the said lists you must write or cause to be written the christian name and surname of every such person at full length, together with the place of his abode and the nature of his qualification; and when the qualification of any person shall be in respect of any property, you must state the name of the street, lane, and number of the house, if any, or other description of the place where such property may be situate.

And on or before the first day of August you are to publish written or printed copies of the said lists, signed by you, on every church or chapel in your parish [or township], in the same manner as before mentioned with regard to the notice.

You are to keep also a copy of such lists, signed by you, to be perused by any person without payment of any fee, at any time between the hours of ten of the clock in the forenoon and four of the clock in the afternoon of any day, except Sunday, during the first fourteen days after the said lists shall have been published.

You are to make out a list, according to the form numbered 8, containing the name of every person who shall have given or have caused to be given to you or any one of you, on or before the twenty-fifth day of August, his claim to have his name inserted in any list of your parish [or township], and also another list, according to the form numbered 12, containing the name of every person against whom a notice of objection shall have been given to you or any one of you, on or before the twenty-fifth day of August, as not being entitled to have his name retained in any list for your city [or borough]; and on or before the first day of September you are to sign and publish

each of such lists on every church or chapel in your parish [or township], in the same manner as before mentioned with regard to the notice.

You are to keep a copy of these lists, signed by you, and you are to allow the same, and also the notices of objection, to be perused by any person, without payment of a fee, at any time between the hours of ten of the clock in the forenoon and four of the clock in the afternoon of any day, except Sunday, during the first fourteen days of September, both inclusive; and you are to deliver a copy of each of such lists to any person requiring the same, on the payment of a price for each copy after the rate contained in the table marked schedule (D.) No. 1, herewith sent.

If you shall find any such notice, list, register, or other document published by you as aforesaid to be destroyed, mutilated, effaced, or removed, you are forthwith to place another in its room to the same effect.

On or before the twenty-ninth day of August you are to deliver to me a copy of the list of voters, a copy of the list of claimants, and a copy of the list of persons objected to, so respectively made out and signed by you as aforesaid.

You are to attend the court to be holden for the revision of the list of voters for your city [or borough], of the time of holding which notice will be given; and at the opening of such court you are there to deliver to the barrister before whom the same shall be holden the several lists made out by you, and signed by you, and the original notices of objection and the original notice of claim given to you.

Herein if you fail you will be liable to the penalties in that case provided.

Given under my hand, this _____ day of _____ one thousand eight hundred _____

(Signed)

A. B.
Town Clerk for the said Borough.

No. 2.

Notice to be given by the Overseers.

City [or Borough] } We hereby give notice, That no person will be entitled to have
of in the } his name inserted in any list of voters for this city [or borough],
County of } to wit, } now about to be made, in respect of the occupation of premises
of the clear yearly value of ten pounds, whether situate wholly or in part within this
parish [or township], unless he shall pay, on or before the twentieth day of July, all
the poor's rates and assessed taxes which have become due from him in respect of
such premises during the twelve calendar months next before the sixth day of April
last past; and all persons who omit to make such payments will be incapable of being
upon the next register of voters for this city or borough.

Dated this day of June in the year one thousand eight hundred

(Signed)

A. B. } Overseers of the Parish
C. D. } [or Township] of
E. F. }

No. 3.

THE List of Persons entitled to vote in the election of a member [or members for the city [or borough] of _____ in respect of property occupied within the parish [or township] of _____ by virtue of an Act passed in the second year of the reign of King William the Fourth, intituled "An Act to amend the Representation of the People in England and Wales."

Christian Name and Surname of each Voter, at full Length.	Place of Abode.	Nature of Qualification.	Street, Lane, or other like Place in this Parish [or Township], and Number of House (if any), where the Property is situated.

(Signed)

A. B. } Overseers of the Parish
C. D. } [or Township] of
E. F. }

No. 4.

THE List of all Persons (not being freemen) entitled to vote in the election of a member [or members] for the city [or borough] of _____ in respect of any rights other than those conferred by an Act passed in the second year of the reign of King William the Fourth, intituled "An Act to amend the Representation of the People of England and Wales."

Christian Name and Surname of each Voter, at full Length.	Place of Abode.	Nature of Qualification.	Street, Lane, or other Place in this Parish where the Property is situate, and Number of the House (if any), [When the Right of Voting depends on Property.]

(Signed)

A. B. } Overseers of the parish of
C. D. } [or township] within the city [or
E. F. } borough] of _____

No. 5.

List of Freemen to be published by the Town Clerk.

THE List of Freemen of the city [or borough] of [or of], being
 a place sharing in the election with the city [or borough] of entitled to
 vote in the election of a member [or members] for the said city [or borough].

Christian Name and Surname of each Freeman, at full Length.	Place of his Abode.

No. 6.

Notice of Claim.

To the Overseers of the Parish [or Township] of .

I HEREBY give you notice, That I claim to have my name inserted in the list made
 by you of persons entitled to vote in the election of a member [or members] for the
 city [or borough] of and that the particulars of my qualification and place
 of abode are stated in the columns below.

Dated the day of one thousand eight hundred .

Christian Name and Surname of the Claimant, at full Length.	Place of Abode.	Nature of Qualification.	Street, Lane, or other Place in the Parish [or Town- ship] where the Property is situate, and Number of the House (if any). [When the Right depends on Pro- perty.]

(Signed) J. D.

No. 7.

Notice of Claim by Freemen to be given to the Town Clerk.

To the Town Clerk of the City [or Borough] of .

I HEREBY give you notice, That I claim to have my name inserted in the list made by you of persons entitled as freemen to vote in the election of a member [or members] to serve in Parliament for the city [or borough] of . and that my qualification is a freeman of . and that I reside in . street, in this city [or borough, or, as the case may be]. Dated this . day of .
One thousand eight hundred and .

(Signed) J. D.

No. 8.

List of Claimants to be published by the Overseers.

THE following persons claim to have their names inserted in the list of persons entitled to vote in the election of a member [or members] for the city [or borough] of .

Christian Name and Surname of each Claimant, at full Length.	Place of Abode.	Nature of Qualification.	Street, Lane, or other Place in this Parish where the Property is situate, and Number of the House (if any). [When the Right depends on Property.]

(Signed)

A. B. }
C. D. } Overseers of, &c.
E. F. }

No. 9.

List of Claimants to be published by the Town Clerk.

THE following persons claim to have their names inserted in the list of the freemen of the city [or borough] of [or of], being a place sharing in the election with the city [or borough] of [or of], entitled to vote in the election of a member [or members] for the said city [or borough].

Christian Name and Surname of each Person, as in the Claim.	Place of his Abode.

No. 10.

Notice of Objection.

To the Overseers of the Parish [or Township] of [or to the Town Clerk of the city [or borough] of [or otherwise, as the case may be].

I HEREBY give you notice, That I object to the name of [] being retained in the list of persons entitled to vote in the election of a member [or members] for the city [or borough] of []. Dated this [] day of [].
(Signed) A. B. of [place of abode], on the list of voters for the parish of [].

Note.—If more than one list of voters, the notice of objection should specify the list to which the objection refers; and if the list contains two or more persons of the same name, the notice should distinguish the person intended to be objected to.

No. 11.

Form of Notice of Objection to be given to Parties objected to.

To Mr.

I HEREBY give you notice, That I object to your name being retained on the list of persons entitled to vote in the election of members [or a member] for the city [or borough] of []. Dated this [] day of [].

(Signed) A. B. of [place of abode], on the list of voters for the parish of [].

No. 12.

List of Persons objected to, to be published by the Overseers.

THE following persons have been objected to as not being entitled to have their names retained in the list of persons qualified to vote in the election of a member [or members] for the city [or borough] of

Christian Name and Surname of each Person objected to.	Place of Abode.	Nature of the supposed Qualification.	Street, Lane, or other Place in the Parish where the Property is situate, and Number of the House (if any). [When the Right depends on Property.]

(Signed)

A. B. }
 C. D. } Overseers of, &c.
 E. F. }

No. 13.

The List of Persons objected to, to be published by the Town Clerks.

THE following persons have been objected to as not being entitled to have their names retained on the list of the freemen of the city [or borough] of [or of being a place sharing in the election with the city [or borough] of], entitled to vote in the election of a member [or members] for the said city [or borough].

Christian and Surname of each Person objected to.	Place of his Abode.

(Signed)

A. B. { Town Clerk of the said city
 [or borough or place].

SCHEDULE (C).

FORMS FOR THE CITY OF LONDON.

No. 1.

A List of such of the freemen of London as are liverymen of the company of
entitled to vote in the election of members for the City of London.

Christian Name and Surname of the Voter at full Length.	Street, Lane, or other Description of his Place of Abode.

(Signed) A. B. Clerk.

No. 2.

*Notice of Claim to be given to the Secondaries of the City of London, and to the
Clerks of the respective Companies.*

To the secondaries of the City of London [or to the clerk of the company of
].

I hereby give you notice, That I claim to have my name inserted in the list made
by the clerk of the company of [or, in case of notice to the Clerk, say,
made by you] of the liverymen of the said company, [or, in case of notice to the
clerk, say, or the liverymen of the company of] entitled to vote in the
election of members for the City of London.

Dated the day of

(Signed) A. B. { *[Place of abode.*
Name of company.]

No. 3.

List of Claimants to be published by the Secondaries of the City of London.

THE following persons claim to have their names inserted in the list of persons enti-
tled to vote, as freemen of the City of London and liverymen of the several compa-
nies herein specified, in the election of members for the city of London.

Christian Name and Surname of Claimants, as in the Claim.	Place of Abode.	Name of the Company.

Dated the

day of

(Signed)

A. B. } Secondaries of the City
C. D. } of London.

No. 4.

Notice of Objection to Parties inserted in the List of the Livery.

To Mr.

I HEREBY give you notice, That I object to your name being retained in the list of persons entitled to vote, as freemen of the city of London and liverymen of the company of _____ in the election of members for the said city.

Dated the _____

day of _____

(Signed)

A. B. of [place of abode], on the list of voters of _____

No. 5.

Notice of Objection to be given to the Secondaries of the City of London, and to the Clerks of the respective Livery Companies.

To the Secondaries of the City of London [or to the Clerk of the Company of _____].

I HEREBY give you notice, That I object to the name of _____ being retained in the list of persons entitled to vote, as freemen of the city of London and liverymen of the company of _____ in the election of members for the said city. Dated this _____ day of _____

(Signed)

A. B., of [place of abode], on the list of voters of _____

Note.—If the list contains two or more persons of the same name, the notice should distinguish the person intended to be objected to.

No. 6.

The List of Persons objected to, to be published by the Secondaries of the City of London.

THE following persons have been objected to as not entitled to have their names retained on the list of persons entitled to vote, as freemen of the city of London and liverymen of the several companies herein specified, in the election of members for the said city.

Christian and Surname of each Person objected to.	Place of his Abode.	Name of the Company.

Dated the _____

day of _____

(Signed)

A. B. } Secondaries of the
C. D. } City of London.

SCHEDULE (D).

No. 1.

Table of Rates of Payment to be demanded and paid for any List or Copy of a List (other than a Register), where a Payment is required and authorised by this Act.

For any List or Copy of a List containing any number of Person's Names :—

	<i>s.</i>	<i>d.</i>
Not exceeding 100 names	0	6
Exceeding 100 and not exceeding 200	1	0
Exceeding 200 and not exceeding 300	1	6
Exceeding 300 and not exceeding 400	2	0
Exceeding 400	2	6

No. 2.

Table of Rates of Payment to be demanded and paid for any Copy of a Register or Part of any Register, where a Payment is required and authorised by this Act.

For every copy of any register or any part of any register containing any number of persons names—

	<i>s.</i>	<i>d.</i>
Not exceeding 1,000 names	2	0
Exceeding 1,000 and not exceeding 3,000	2	6
Exceeding 3,000 and not exceeding 6,000	5	0
Exceeding 6,000, and not exceeding 9,000	7	6
Exceeding 9,000	10	0

2° GULIELMI IV. CAP. 45.

SCHEDULES TO WHICH THE FOREGOING ACT
REFERS.

SCHEDULE (A).

Boroughs.	County.	Boroughs.	County.
Old Sarum . . .	Wiltshire.	Winchelsea . . .	Sussex.
Newtown . . .	Isle of Wight.	Tregony . . .	Cornwall.
St. Michael's or } Midshall . . . }	Cornwall.	Haslemere . . .	Surrey.
Gatton . . .	Surrey.	Saltash . . .	Cornwall.
Bramber . . .	Sussex.	Orford . . .	Suffolk.
Bossiney . . .	Cornwall.	Callington . . .	Cornwall.
Dunwich . . .	Suffolk.	Newton . . .	Lancashire.
Ludgershall . . .	Wiltshire.	Ilchester . . .	Somersetshire.
St. Mawe's . . .	Cornwall.	Boroughbridge . . .	Yorkshire.
Beeralston . . .	Devonshire.	Stockbridge . . .	Hampshire.
West Looe . . .	Cornwall.	Romney (New) . . .	Kent.
St. Germain's . . .	Cornwall.	Hedon . . .	Yorkshire.
Newport . . .	Cornwall.	Plympton . . .	Devonshire.
Blechingley . . .	Surrey.	Seaford . . .	Sussex.
Aldborough . . .	Yorkshire.	Heytesbury . . .	Wiltshire.
Camelford . . .	Cornwall.	Steyning . . .	Sussex.
Hindon . . .	Wiltshire.	Whitchurch . . .	Hampshire.
East Looe . . .	Cornwall.	Wootton Bassett . . .	Wiltshire.
Corfe Castle . . .	Dorsetshire.	Downton . . .	Wiltshire.
Bedwin (Great) . . .	Wiltshire.	Fowey . . .	Cornwall.
Yarmouth . . .	{ Isle of Wight, Hampshire.	Milborne Port . . .	Somersetshire.
Queenborough . . .	Kent.	Aldeburgh . . .	Suffolk.
Castle Rising . . .	Norfolk	Minehead . . .	Somersetshire.
East Grinstead . . .	Sussex	Bishop's Castle . . .	Shropshire.
Higham Ferrers . . .	Northamptonshire.	Okehampton . . .	Devonshire.
Wendover . . .	Buckinghamshire.	Appleby . . .	Westmoreland.
Weobly . . .	Herefordshire.	Lostwithiel . . .	Cornwall.
		Brackley . . .	Northamptonshire.
		Amersham . . .	Buckinghamshire.

SCHEDULE (B).

Boroughs.	County.	Boroughs.	County.
Petersfield . .	Hampshire.	Shaftesbury . .	Dorsetshire.
Ashburton . .	Devonshire.	Thirsk . .	Yorkshire.
Eye . .	Suffolk.	Christchurch . .	Hampshire.
Westbury . .	Wiltshire.	Horsham . .	Sussex.
Wareham . .	Dorsetshire.	Great Grimsby . .	Lincolnshire.
Midhurst . .	Sussex.	Calne . .	Wiltshire.
Woodstock . .	Oxfordshire.	Arundel . .	Sussex.
Wilton . .	Wiltshire.	St. Ives . .	Cornwall.
Malmesbury . .	Wiltshire.	Rye . .	Sussex.
Liskeard . .	Cornwall.	Clitheroe . .	Lancashire.
Reigate . .	Surrey.	Morpeth . .	Northumberland.
Hythe . .	Kent.	Helston . .	Cornwall.
Droitwich . .	Worcestershire.	North Allerton . .	Yorkshire.
Lyme Regis . .	Dorsetshire.	Wallingford . .	Berkshire.
Launceston . .	Cornwall.	Dartmouth . .	Devonshire.

SCHEDULE (C).

Principal Places to be Boroughs.	Returning Officers.
Manchester (Lancashire)	The boroughreeve and constables of Manchester. The two bailiffs of Birmingham. The mayor of Leeds.
Birmingham (Warwickshire)	
Leeds (Yorkshire)	
Greenwich (Kent).	The Master Cutler.
Sheffield (Yorkshire)	
Sunderland (Durham).	
Devonport (Devonshire).	Constable of the manor of the deanery of Wolverhampton.
Wolverhampton (Staffordshire)	
Tower Hamlets (Middlesex).	
Finsbury (Middlesex).	
Mary-le-bone (Middlesex).	
Lambeth (Surrey).	

SCHEDULE (C).—(continued).

Principal places to be Boroughs.	Returning Officers.
Bolton (Lancashire) . . . { Bradford (Yorkshire). Blackburn (Lancashire). Brighton (Sussex). Halifax (Yorkshire), Macclesfield (Cheshire) . . . Oldham (Lancashire). Stockport (Cheshire) . . . Stoke-upon-Trent (Staffordshire). Stroud (Gloucestershire).	The boroughreeves of Great and Little Bolton. The mayor of Macclesfield. The mayor of Stockport.

SCHEDULE (D).

Principal Places to be Boroughs.	Returning Officers.
Ashton-under-Lyne (Lancashire) . Bury (Lancashire). Chatham (Kent). Cheltenham (Gloucestershire). Dudley (Worcestershire). Frome (Somersetshire). Gateshead (Durham). Huddersfield (Yorkshire). Kidderminster (Worcestershire) . Kendal (Westmoreland) . . . Rochdale (Lancashire). Salford (Lancashire) . . . South Shields (Durham). Tynemouth (Northumberland). Wakefield (Yorkshire). Walsall (Staffordshire) . . . Warrington (Lancashire). Whitby (Yorkshire). Whitehaven (Cumberland). Merthyr Tydvil (Glamorganshire).	The mayor of Ashton-under-Line. The high bailiff of Kidderminster. The mayor of Kendal. The boroughreeve of Salford. The mayor of Walsall.

SCHEDULE (E).

Places sharing in the Election of Members.	Shire-Towns or Principal Boroughs.	County in which such Boroughs are situated.
Amlwch . . . } Holyhead, and . . . } Llangefni . . . } Aberystwith . . . } Lampeter, and . . . } Adpar . . . } Llanelly . . . } Pwllheli . . . } Nevin . . . } Conway . . . } Bangor . . . } Criccieth . . . } Ruthin . . . } Holt . . . } Town of Wrexham . . . } Rhyddlan . . . } Overton . . . } Caerwis . . . } Caergwiley . . . } St. Asaph . . . } Holywell . . . } Mold . . . } Cowbridge . . . } Llantrissant . . . } Llanidloes . . . } Welsh Pool . . . } Machynlleth . . . } Llanfyllin . . . } Newtown . . . } Narberth . . . } Fishguard . . . } Tenby . . . } Wiston . . . } Town of Milford . . . } Knighton . . . } Rhayder . . . } Kevinleece . . . } Knucklas . . . } Town of Presteigne . . . }	} sharing with Beaumaris . . . } sharing with Cardigan . . . } sharing with Caernarthen . . . } sharing with Caernarvon . . . } sharing with Denbigh . . . } sharing with Flint . . . } sharing with Cardiff . . . } sharing with Montgomery . . . } sharing with Haverfordwest . . . } sharing with Pembroke . . . } sharing with Radnor . . .	Anglesey. Cardiganshire. Caermarthenshire. Caernarvonshire. Denbighshire. Flintshire. Glamorganshire. Montgomeryshire. Pembrokeshire. Pembrokeshire. Radnorshire.

SCHEDULE (E. 2).

Places sharing in the Election of Members.	Places therein from which the Seven Miles are to be calculated.
Newport	The market place.
Usk	The town hall.
Aberystwith	The bridge over the Rheidal.
Lampeter	The parish church.
Adpar	The bridge over the Teivi.
Pwllheli	The guildhall.
Nevin	The parish church.
Conway	The parish church.
Criccieth	The castle.
Ruthin	The parish church called St. Peter's.
Holt	The parish church.
Rhyddlan	The parish church.
Overton	The parish church.
Caerwis	The parish church.
Caergwryley	The parish church of Hope.
Cowbridge	The town hall.
Llantrissant	The town hall.
Tenby	The parish church.
Wiston	The parish church.
Knighton	The parish church.
Rhayder	The market place.
Kevillece	The parish church.
Knucklas	The site of the ancient castle of Cnweglas.
Swansea	The town hall.
Loughor	The parish church.
Neath	The town hall.
Aberavon	The bridge over the Avon.
Kenfig	The parish church of Lower Kenfig.

SCHEDULE (F).

Counties to be divided.

Cheshire.
Cornwall.
Cumberland.
Derbyshire.
Devonshire.
Durham.
Essex.
Gloucestershire.
Kent.

Hampshire.
Lancashire.
Leicestershire.
Norfolk.
Northumberland.
Northamptonshire.
Nottinghamshire.
Shropshire.
Somersetshire.

Staffordshire.
Suffolk.
Surrey.
Sussex.
Warwickshire.
Wiltshire.
Worcestershire.

SCHEDULE (F. 2).

Counties to return Three Members each.

Berkshire.	Dorsetshire.	Hertfordshire.
Buckinghamshire.	Herefordshire.	Oxfordshire.
Cambridgeshire.		

SCHEDULE (G).

Cities and Towns and Counties thereof.	Counties at large in which Cities and Towns and Counties thereof are to be included.
Caermarthen	Caermarthenshire.
Canterbury	Kent.
Chester	Cheshire.
Coventry	Warwickshire.
Gloucester	Gloucestershire.
Kington-upon-Hull	East Riding of Yorkshire
Lincoln	The Parts of Lindsey, Lincolnshire.
London	Middlesex.
Newcastle-upon-Tyne	Northumberland.
Poole	Dorsetshire.
Worcester	Worcestershire.
York and Ainsty	North Riding of Yorkshire.
Southampton	Hampshire.

I N D E X.

A.

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C.

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